

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



ITEM: 11.3
(ID # 14578)

MEETING DATE:
Tuesday, March 23, 2021

FROM: FLOOD CONTROL DISTRICT:

SUBJECT: FLOOD CONTROL DISTRICT: Adopt Resolution No. F2021-11, Declaration of Exempt Surplus Land and Notice of Intent to Sell a Fee Simple Interest in Real Property, Located in the City of Colton, County of San Bernardino, RCFC Parcel No. 1030-5B, APN 0277-022-62, Project No. 1-0-00030, District 2. [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Adopt Resolution No. F2021-11, Declaration of Exempt Surplus Land and Notice of Intent to Sell a Fee Simple Interest in Real Property, Located in the City of Colton, County of San Bernardino, RCFC Parcel No. 1030-5B, APN 0277-022-62, Project No. 1-0-00030;
2. Declare the subject property exempt surplus land under Section 54221(f)(1)(E) of the Government Code; and
3. Direct the Clerk of the Board to give notice pursuant to Section 6061 of the Government Code.

ACTION: Policy

Jason Uhley, GENERAL MGR-CHF FLD CNTRL ENG

2/17/2021

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Spiegel, Washington, Perez, and Hewitt
Nays: None
Absent: None
Date: March 23, 2021
xc: Flood, COB

Kecia R. Harper

Clerk of the Board

By: 
Deputy

**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: N/A			Budget Adjustment: No	
			For Fiscal Year: 20/21	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

The Riverside County Flood Control and Water Conservation District (District) acquired the subject real property by Grant Deed recorded December 23, 1949 in Book 2504, Page 317 of Official Records for the Highgrove Storm Channel project, which consisted of the construction and subsequent operation and maintenance of a canal. The District owns RCFC Parcel No. 1030-5B (Property) in fee.

The District received an unsolicited inquiry from an adjacent property owner (potential buyer) that is looking to incorporate said parcel with their existing property. Subsequently, the District was able to determine that the Property is no longer needed for the District's uses or purposes. By selling the Property, it would remove both the obligation of maintenance and responsibility by the District and would place the Property back on the property tax roll.

Pursuant to California Water Code Appendix, Chapter 48-9, Subsection 5 and Chapter 48-13, the Board of Supervisors of the District (Board) is authorized to dispose of real property that is no longer necessary to be retained for the uses and purposes of the District. The Property is no longer necessary to be retained for the Highgrove Storm Channel or any District uses or purposes, therefore, staff recommends the adoption of Resolution No. F2021-11 to declare the Property surplus and to dispose of it. Upon the Board declaring the Property as surplus and before it is sold, the District will seek an appraisal to value the Property.

Pursuant to California Government Code Section 54221(f)(1)(E), surplus land that is a former street, right of way or easement and is conveyed to an owner of an adjacent property is exempt surplus land and thus the Surplus Land Act does not apply to this transaction. Therefore, the District can proceed to negotiate a purchase price with the potential buyer. After negotiations have concluded, District staff will present an agreement for the disposition of the Property to the Board for approval.

Resolution No. F2021-11 has been approved as to form by County Counsel.

Impact on Residents and Businesses

Increase in private property ownership.

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

ATTACHMENTS:

1. Resolution No. F2021-11
2. Vicinity Map
3. Legal Description (Grant Deed)

P8/236730

JP:rlp



Jason Farin, Principal Management Analyst

3/16/2021



Gregory E. Priamos, Director County Counsel

3/10/2021

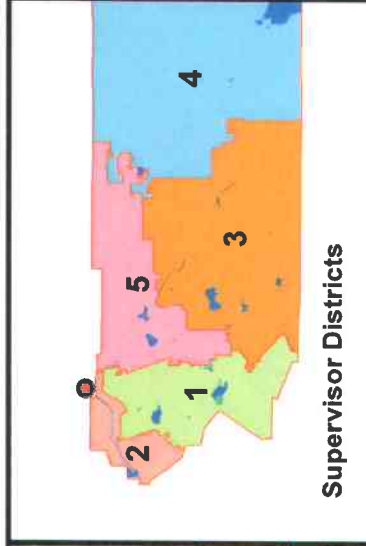
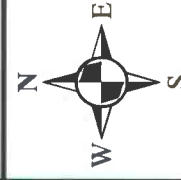


Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community



RIVERSIDE COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT **Subject Property - APN 0277-022-62 (San Bernardino County)**

Vicinity Map



Supervisor Districts

Legend

- San Bernardino Parcels
- Existing Facility
- RCFC Parcel
- Facility Location

Description

HIGHGROVE CHANNEL
 RCFC Numbers:
 1030-4, 1030-5A, 1030-5B, 1030-6
 Project No 1-0-00030

BOARD OF SUPERVISORS**RIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT****RESOLUTION NO. F2021-11****DECLARATION OF EXEMPT SURPLUS LAND AND NOTICE OF INTENT TO SELL
A FEE SIMPLE INTEREST IN REAL PROPERTY, LOCATED IN THE CITY OF COLTON, COUNTY
OF SAN BERNARDINO, RCFC PARCEL NO. 1030-5B, APN 0277-022-62, PROJECT NO. 1-0-00030**

WHEREAS, the Riverside County Flood Control and Water Conservation District (District) is the fee owner of a certain parcel of real property identified with Assessor's Parcel Number 0277-022-62, which contains RCFC Parcel No. 1030-5B as described on the Grant Deed attached hereto and incorporated herein (Property); and

WHEREAS, the District acquired the Property by Grant Deed recorded December 23, 1949 in Book 2504, Page 317 of the Official Records of the County of San Bernardino; and

WHEREAS, the District would like to remove both the obligation of maintenance and responsibility of the Property, as well as place the Property back onto the tax rolls; and

WHEREAS, the District has determined that the Property is not needed for any current or any future facilities, thereby making the it no longer necessary for the District's use or purposes; and

WHEREAS, it is in the public interest to surplus and sell the Property; and

WHEREAS, pursuant to California Water 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 uses and purposes of the District.

NOW THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the Board of Supervisors of the District (Board), in regular session assembled on March 23, 2021 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 the Property is no longer necessary to be retained by the District for the uses and purposes of the District and is hereby declared as surplus, pursuant to California Water Code Appendix, Chapter 48-9, Subsection 5 and Chapter 48-13.

BE IT FURTHER RESOLVED, DETERMINED AND ORDERED that the Property is hereby declared exempt surplus land pursuant to California Government Code Section 54221(f)(1)(E) because the land is former right of way that that will be conveyed to an owner of adjacent property.

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

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5 ROLL CALL:

6 Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt
7 Nays: None
8 Absent: None

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

11 Kecia R. Harper, Clerk of said Board

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13 By  Deputy

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44-Rx

BOOK 2504 PAGE 317

PLACE INTERNAL REVENUE STAMPS IN THIS SPACE

Grant Deed

After I. R. S. §

Form 114

THIS FORM FURNISHED BY RIVERSIDE TITLE COMPANY

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,
FREEMAN F. HOLLYOAK and KATHERINE C. HOLLYOAK, husband and wife,
do hereby
GRANT to RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

the real property in the
State of California, described as:

County of San Bernardino

64

All that portion of Lot 53 of the BANDINI DONATION, as per plat recorded in Book 3 page 24 of Maps, records of San Bernardino County, California, that is described in that Deed from Ralph Holt, et ux, to Freeman F. Hollyoak, et ux, recorded October 26, 1949 in Book 2479 page 203 of Official Records, and that is contained within and that lies Southerly of a strip of land 100 feet in right angle width being 50 feet in width on each side of the following described center line:

BEGINNING at the most Southwesterly corner of Lot 46 of said Bandini Donation; thence from said point of beginning South 63° 23' West 1196.37 feet to a point in Rialto Road which point bears North 4° 10' East 420.71 feet from the intersection of the South line of San Bernardino County and the center line of said Rialto Road, said point of intersection of said County line and center line of Rialto Road bears South 89° 58' West 998.57 feet from Station J.5 of the Jurupa Rancho. The boundary lines of said 100 foot wide strip of land are to be extended or shortened so as to terminate on the Easterly line of said Rialto Road.

SUBJECT TO:

1. Second Installment of taxes for the fiscal year 1949-50.
2. Rights of Way, Reservations and Restrictions of record.

Dated: November 23, 1949

Freeman F. Hollyoak
Katherine C. Hollyoak

STATE OF CALIFORNIA
COUNTY OF

Riverside

SS.

On November 30, 1949
before me, the undersigned, a Notary Public in and for
said County and State, personally appeared

FREEMAN F. HOLLYOAK and
KATHERINE C. HOLLYOAK

known to me to be the persons whose names are
subscribed to the within instrument and acknowledged that
they executed the same.

WITNESS my hand and official seal.
2985-5

SEAL

(Seal)

Notary Public in and for said County and State

SPACE BELOW FOR RECORDER'S USE ONLY

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INDEXED

RECORDED AT REQUEST OF
Pioneer Title Ins. and Trust Co.
DEC 23 1949 at 8 A.M.

BOOK 2504 PAGE 317
OFFICIAL RECORDS
San Bernardino County, Calif.
TED R. CARPENTER, Recorder

Eva Bernier Dist.

ms fu
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THE PRESS-ENTERPRISE

1825 Chicago Ave, Suite 100
Riverside, CA 92507
951-684-1200
951-368-9018 FAX

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

Publication(s): The Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: Notice of Intent - Resolution No. F2021-011 /

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 in 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, under date of August 25, 1995, Case Number 267864, and under date of September 16, 2013, Case Number RIC 1309013; 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:

03/31/2021

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

Date: March 31, 2021
At: Riverside, California



Legal Advertising Representative, The Press-Enterprise

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

Ad Number: 0011451644-01

P.O. Number:

Ad Copy:

Flood Control
Item 11.3 of 03/23/21

RESOLUTION NO. F2021-11
DECLARATION OF EXEMPT SURPLUS LAND AND NOTICE OF
INTENT TO SELL A FEE SIMPLE INTEREST IN REAL
PROPERTY LOCATED IN THE CITY OF COLTON, COUNTY OF
SAN BERNARDINO, RCFC PARCEL NO. 1030-SB,
APN 0277-022-62, PROJECT NO. 1-0-00030

WHEREAS, the Riverside County Flood Control and Water Conservation District (District) is the fee owner of a certain parcel of real property identified with Assessor's Parcel Number 0277-022-62, which contains RCFC Parcel No. 1030-SB as described on the Grant Deed attached hereto and incorporated herein (Property); and

WHEREAS, the District acquired the Property by Grant Deed recorded December 23, 1949 in Book 2504, Page 317 of the Official Records of the County of San Bernardino; and

WHEREAS, the District would like to remove both the obligation of maintenance and responsibility of the Property, as well as place the Property back onto the tax rolls; and

WHEREAS, the District has determined that the Property is not needed for any current or any future facilities, thereby making it no longer necessary for the District's use or purposes; and

WHEREAS, it is in the public interest to surplus and sell the Property; and

WHEREAS, pursuant to California Water 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 uses and purposes of the District.

NOW THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the Board of Supervisors of the District (Board), in regular session assembled on March 23, 2021 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 the Property is no longer necessary to be retained by the District for the uses and purposes of the District and is hereby declared as surplus, pursuant to California Water Code Appendix, Chapter 48-9, Subsection 5 and Chapter 48-13.

BE IT FURTHER RESOLVED, DETERMINED AND ORDERED that the Property is hereby declared exempt surplus land pursuant to California Government Code Section 54221(f)(1)(E) because the land is former right of way that that will be conveyed to an owner of adjacent property.

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.

EX-2504 REC-317

PLACE INTERNAL REVENUE STAMPS IN THIS SPACE

Grant Deed

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,
FREDMAN F. HOLLYOAK and KATHERINE C. HOLLYOAK, husband and wife,
do hereby
GRANT to RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT
the real property in the
County of San Bernardino,
State of California, described as:

All that portion of Lot 5) of the BANDINI DONATION, as per plat recorded in Book 3 page 26 of Maps, records of San Bernardino County, California, that is described in that Deed from Ralph Bolt, et ux, to Fredman F. Hollyoak, et ux, recorded October 26, 1949 in Book 2479 page 203 of Official Records, and that is contained within and that lies southerly of a strip of land 100 feet in right angle width being 50 feet in width on each side of the following described center line:

BEGINNING at the most Southwesterly corner of Lot 46 of said Bandini Donation; thence from said point of beginning South 63° 23' West 1196.37 feet to a point in Rialto Road which point bears North 4° 10' East 420.71 feet from the intersection of the South line of San Bernardino County and the center line of said Rialto Road, said point of intersection of said County line and center line of Rialto Road bears South 89° 58' West 998.37 feet from Station 4.5 of the Churupa Ranch. The boundary lines of said 100 foot wide strip of land are to be extended or shortened so as to terminate on the Easterly line of said Rialto Road.

SUBJECT TO:

1. Second Installment of taxes for the fiscal year 1949-50.
2. Rights of Way, Reservations and Restrictions of record.

Dated November 23, 1949

STATE OF CALIFORNIA
COUNTY OF
Riverside

On November 30, 1949
before me, the undersigned, a Notary Public in and for
said County and State, personally appeared:
FREDMAN F. HOLLYOAK and
KATHERINE C. HOLLYOAK,
known to me to be the persons whose names are
subscribed to the within instrument and acknowledged that
they executed the same for the purposes and consideration therein
expressed.

WITNESS my hand and official seal.
2115-2

SEAL

INDEXED
RECORDED AT COUNTY OF
PLANS FILED IN THE PUBLIC
DEC 23 1949 at 1:00
EX-2504 REC-317
OFFICIAL RECORDS
San Bernardino County, Calif.
FILED IN OFFICIAL RECORDS

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 March 23, 2021.

KECIA R. HARPER, Clerk of said Board
By: April Boydd, Deputy Clerk of the Board

Alternative formats available upon request to individuals with disabilities.

Dated: March 25, 2021 Kecia R. Harper, Clerk of the Board
By: April Boydd, Deputy Clerk of the Board
Press-Enterprise: 3/31



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
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

March 25, 2021

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

PH: (951) 368-9225
E-MAIL: legals@pe.com

**RE: RESOLUTION NO. F2021-11 INTENT TO SELL A FEE SIMPLE INTEREST IN
REAL PROPERTY, LOCATED IN THE CITY OF COLTON, COUNTY OF SAN
BERNARDINO, RCFC PARCEL NO. 1030-5B**

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME** on **Wednesday, March 31, 2021.**

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,

April Boydd

Deputy Clerk of the Board to:
KECIA R. HARPER, CLERK OF THE BOARD

RESOLUTION NO. F2021-11
DECLARATION OF EXEMPT SURPLUS LAND AND NOTICE OF INTENT TO SELL
A FEE SIMPLE INTEREST IN REAL PROPERTY, LOCATED IN THE CITY OF COLTON,
COUNTY OF SAN BERNARDINO, RCFC PARCEL NO. 1030-5B, APN 0277-022-62, PROJECT
NO. 1-0-00030

WHEREAS, the Riverside County Flood Control and Water Conservation District (District) is the fee owner of a certain parcel of real property identified with Assessor's Parcel Number 0277-022-62, which contains RCFC Parcel No. 1030-5B as described on the Grant Deed attached hereto and incorporated herein (Property); and

WHEREAS, the District acquired the Property by Grant Deed recorded December 23, 1949 in Book 2504, Page 317 of the Official Records of the County of San Bernardino; and

WHEREAS, the District would like to remove both the obligation of maintenance and responsibility of the Property, as well as place the Property back onto the tax rolls; and

WHEREAS, the District has determined that the Property is not needed for any current or any future facilities, thereby making the it no longer necessary for the District's use or purposes; and

WHEREAS, it is in the public interest to surplus and sell the Property; and

WHEREAS, pursuant to California Water 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 uses and purposes of the District.

NOW THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the Board of Supervisors of the District (Board), in regular session assembled on March 23, 2021 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 the Property is no longer necessary to be retained by the District for the uses and purposes of the District and is hereby declared as surplus, pursuant to California Water Code Appendix, Chapter 48-9, Subsection 5 and Chapter 48-13.

BE IT FURTHER RESOLVED, DETERMINED AND ORDERED that the Property is hereby declared exempt surplus land pursuant to California Government Code Section 54221(f)(1)(E) because the land is former right of way that that will be conveyed to an owner of adjacent property.

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.

(Insert Exhibit)

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 March 23, 2021.

KECIA R. HARPER, Clerk of said Board
By: April Boydd, Deputy Clerk of the Board

Alternative formats available upon request to individuals with disabilities.

Dated: March 25, 2021

Kecia R. Harper, Clerk of the Board
By: April Boydd, Deputy Clerk of the Board

H-R*

BOOK 2504 PAGE 317

PLACE INTERNAL REVENUE STAMPS IN THIS SPACE

Grant Deed

After I. R. S. _____

Form 114

THIS FORM FURNISHED BY RIVERSIDE TITLE COMPANY

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,
FREEMAN F. HOLLYOAK and KATHERINE C. HOLLYOAK, husband and wife,
do hereby
GRANT to RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

the real property in the
State of California, described as:

County of San Bernardino

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SUBJECT TO:

1. Second Installment of taxes for the fiscal year 1949-50.
2. Rights of Way, Reservations and Restrictions of record.

Dated: November 23, 1949

Freeman F. Hollyoak
Katherine C. Hollyoak

STATE OF CALIFORNIA
COUNTY OF

Riverside

SS.

On November 30, 1949
before me, the undersigned, a Notary Public in and for
said County and State, personally appeared

FREEMAN F. HOLLYOAK and
KATHERINE C. HOLLYOAK

known to me to be the persons whose names are
subscribed to the within instrument and acknowledged that
they executed the same.

WITNESS my hand and official seal.
2985-B

SEAL

Philip R. Bledsoe
Notary Public for said County and State

SPACE BELOW FOR RECORDER'S USE ONLY

64
INDEXED

RECORDED AT REQUEST OF
Pioneer Title Ins. and Trust Co.
DEC 23 1949 at 8 A.M.

BOOK 2504 PAGE 317
OFFICIAL RECORDS
San Bernardino County, Calif.
TED R. CALPENTER, Recorder

Eva Romie Exp.

ms
12/9