

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



ITEM: 11.4
(ID # 23034)

MEETING DATE:
Tuesday, September 26, 2023

FROM : FLOOD CONTROL DISTRICT:

SUBJECT: FLOOD CONTROL DISTRICT: Adoption of Resolution No. F2023-16, Notice of Intention to Convey an Easement Interest in Real Property Within a Portion of Assessor's Parcel Numbers 178-050-008 and 207-230-096, Referenced as RCFC Parcel Numbers 1010-10A and 1010-29, to the County of Riverside by Easement Deed, Santa Ana River - Market St. Bridge, Project No. 1-0-00010, Districts 1 and 2. [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Adopt Resolution No. F2023-16, Notice of Intent to Convey an Easement Interest in Real Property Within a Portion of Assessor's Parcel Numbers 178-050-008 and 207-230-096, Referenced as RCFC Parcel Numbers 1010-10A and 1010-29, to the County of Riverside by Easement Deed, Santa Ana River – Market St. Bridge, Project No. 1-0-00010; and
2. Direct Clerk of the Board to give notice by posting a copy of Resolution No. F2023-16 in at least three (3) public places within the County of Riverside for no less than twenty-one (21) days.


ACTION:Policy


Jason Uhley, GENERAL MGR-CHF FLD CNTRL ENG 9/12/2023

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Spiegel, Washington, Perez and Gutierrez
Nays: None
Absent: None
Date: September 26, 2023
xc: Flood, COBBS

Kimberly A. Rector
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: 23/24	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

The Riverside County Flood Control and Water Conservation District, a body corporate and politic ("District"), owns fee title interest in real property located in the County of Riverside, identified as Assessor's Parcel Numbers 178-050-008 and 207-230-096, referenced as RCFC Parcel Numbers 1010-10A and 1010-29 ("District ROW").

The District intends to convey to the County of Riverside-Transportation Department, a political subdivision of the State of California ("County"), a permanent slope easement for drainage purposes for the Market Street Bridge Project ("Project").

Pursuant to the California Water Code Appendix, Chapter 48, Section 9, the District's Board of Supervisors has the power to convey an interest in real property which it owns when necessary or convenient to the full exercise of its powers. District staff has evaluated and determined that the conveyance of the easement interest to the County will not interfere with the use of the property by the District as is necessary or convenient to the full exercise of the District's powers.

Pursuant to the California Water Code Appendix, Ch. 48, Section 13, the District's Board may determine any real property held by the District is no longer necessary to be retained for the uses and purposes thereof and may thereafter sell or otherwise dispose of said property or lease the same.

Both the Surplus Land Act (SLA) and the California Department of Housing and Community Development (HCD) Surplus Lands Act Guidelines are silent on the granting of easements by a local agency. Therefore, HCD does not consider the granting of easements to be subject to the SLA.

Accordingly, District staff is recommending the adoption of Resolution No. F2023-16 to provide notice of the District's intent to convey the easement to the County.

Resolution No. F2023-16 has been approved as to form by County Counsel.

Impact on Residents and Businesses

None.

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COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

Additional Fiscal Information

All costs shall be borne by the County.

ATTACHMENTS:


1. Resolution No. F2023-16
2. Vicinity Map

P8/252041

YK:rlp



Jason Farin, Principal Management Analyst 9/18/2023



Aaron Gettis, Deputy County Counsel 9/14/2023

BOARD OF SUPERVISORS

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

RESOLUTION NO. F2023-16

NOTICE OF INTENT TO CONVEY AN EASEMENT INTEREST IN REAL PROPERTY
WITHIN A PORTION OF ASSESSOR'S PARCEL NUMBERS 178-050-008 AND
207-230-096, REFERENCED AS RCFC PARCEL NUMBERS 1010-10A AND 1010-29,
TO THE COUNTY OF RIVERSIDE BY EASEMENT DEED,
SANTA ANA RIVER – MARKET ST. BRIDGE, PROJECT NO. 1-0-00010

WHEREAS, the Riverside County Flood Control and Water Conservation District, a body
corporate and politic ("District"), owns certain real property in fee, identified as Assessor's Parcel
Numbers ("APN") 178-050-008 and 207-230-096, referenced as RCFC Parcel Numbers 1010-10A
and 1010-29, located in the County of Riverside, State of California; and

WHEREAS, the District intends to convey to the County of Riverside, a political
subdivision of the State of California ("County"), a permanent slope easement for drainage
purposes which is necessary for constructing the Market Street Bridge Replacement Project
("Project"); and

WHEREAS, the County has requested easement interests from the District identified over
portions of the referenced right of way ("Easements"), hereinafter described in Exhibits "A" and
"B", attached hereto and incorporated herein; and

WHEREAS, the District has reviewed and approved the easement area the County
provided for the Project and is now prepared to convey the Easements for the operation of the
Project; and

WHEREAS, the District has determined this Project will not interfere with the District's
continued operation and maintenance; and

WHEREAS, pursuant to the California Water Code Appendix, Ch. 48, Section 9, the
District's Board of Supervisors ("Board") has the power to convey an interest in real property it
owns when such conveyance does not interfere with the use of the property for the purposes of the
District; and

FORM APPROVED COUNTY COUNSEL
BY RYAN D YABKO DATE 9/14/23

1 **WHEREAS**, pursuant to the California Water Code Appendix, Ch. 48, Section 13, the
2 District's Board may determine any real property held by the District is no longer necessary to be
3 retained for the uses and purposes thereof and may thereafter sell or otherwise dispose of said
4 property or lease the same.

5 **NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED** by the
6 District's Board, in regular session assembled on or after September 26, 2023 at 9:30 a.m. or soon
7 thereafter, in the meeting room of the District's Board located on the 1st Floor of the County
8 Administrative Center, 4080 Lemon Street, Riverside, California, that this Board has evaluated
9 and determined that the conveyance of the Easements to the County will not interfere with the
10 use of the Property for the District's intended purposes.

11 **BE IT FURTHER RESOLVED, DETERMINED AND ORDERED** that the District's
12 Board intends to convey the Easements to the County as described in Exhibits "A" and "B",
13 attached hereto and incorporated herein, on or after October 31, 2023.

14 **BE IT FURTHER RESOLVED, DETERMINED AND ORDERED** that the Clerk of
15 the Board is directed to give notice hereof by posting a copy of the Resolution No. F2023-16 in at
16 least three (3) public places within the County of Riverside for no less than twenty-one (21) days.

17

18 ROLL CALL:

19 Ayes: Jeffries, Washington, Spiegel, Perez, and Gutierrez
20 Nays: None
21 Absent: None

21

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

24 KIMBERLY A. RECTOR, Clerk of said Board

25 By: 
26 Deputy

27

28 09.26.2023 11.4

EXHIBIT "A"
LEGAL DESCRIPTION
0528-004A
SLOPE EASEMENT

AN EASEMENT FOR SLOPE PURPOSES LYING WITHIN THAT CERTAIN PARCEL OF LAND DESCRIBED BY GRANT DEEDS RECORDED DECEMBER 08, 1994 AS INSTRUMENT NUMBERS 459262 THROUGH 459268, INCLUSIVE, TOGETHER WITH THAT CERTAIN PARCEL OF LAND DESCRIBED BY FINAL ORDER OF CONDEMNATION NUMBER 65711, RECORDED AUGUST 7, 1958 AS INSTRUMENT NUMBER 56577, ALL OFFICIAL RECORDS OF THE RECORDER OF RIVERSIDE COUNTY, CALIFORNIA, LYING WITHIN THE RUBIDOUX RANCHO, DESCRIBED AS FOLLOWS:

COMMENCING AT THE WESTERLY-MOST CORNER OF LOT "V", AS SHOWN BY TRACT MAP NO. 30922, ON FILE IN BOOK 392 OF MAPS, PAGES 85 THROUGH 93, RECORDS OF SAID RECORDER, SAID POINT ALSO BEING ON THE SOUTHEASTERLY LINE OF THAT CERTAIN PARCEL OF LAND DESCRIBED BY GRANT DEED RECORDED AUGUST 7, 1963 AS INSTRUMENT NUMBER 82996, SAID OFFICIAL RECORDS;

THENCE SOUTH 44°39'58" WEST ALONG SAID SOUTHEASTERLY LINE OF SAID INSTRUMENT NUMBER 82996, A DISTANCE OF 57.52 FEET TO A POINT ON THE NORTHEASTERLY RIGHT-OF-WAY LINE OF MARKET STREET AND THE NORTHEASTERLY LINE OF THAT CERTAIN PARCEL OF LAND DESCRIBED BY DOCUMENT RECORDED JANUARY 7, 1954 IN BOOK 1541, PAGE 119, SAID OFFICIAL RECORDS;

THENCE NORTH 33°45'06" WEST, A DISTANCE OF 1,292.41 FEET ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE OF MARKET STREET, ALSO BEING THE NORTHEASTERLY LINE OF SAID DOCUMENT RECORDED JANUARY 7, 1954, AND THE NORTHEASTERLY LINE OF THAT PARTICULAR PARCEL OF LAND DESCRIBED AS "PARCEL 2" IN DOCUMENT RECORDED OCTOBER 24, 1955 IN BOOK 1811, PAGE 254, SAID OFFICIAL RECORDS, TO A POINT DISTANT 246.60 FEET SOUTHEASTERLY OF, AS MEASURED ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE, FROM THE NORTHERLY LINE OF THAT PARTICULAR PARCEL OF LAND DESCRIBED BY SAID GRANT DEEDS RECORDED DECEMBER 08, 1994, BEING THE **TRUE POINT OF BEGINNING**;

THENCE CONTINUING NORTH 33°45'06" WEST ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE OF MARKET STREET, A DISTANCE OF 246.60 FEET TO SAID NORTHERLY LINE;

THENCE NORTH 71°35'31" EAST, ALONG SAID NORTHERLY LINE A DISTANCE OF 28.56 FEET;

THENCE SOUTH 41°27'01" EAST, A DISTANCE OF 101.34 FEET TO A LINE PARALLEL LINE WITH AND DISTANT 41.12 FEET NORTHEASTERLY OF AS MEASURED AT RIGHT ANGLES TO SAID NORTHEASTERLY RIGHT-OF-WAY LINE OF MARKET STREET;

THENCE SOUTH 33°45'06" EAST, ALONG SAID PARALLEL LINE, A DISTANCE OF 138.62 FEET TO A POINT WHICH BEARS NORTH 56°14'54" EAST 41.12 FEET FROM THE TRUE POINT OF BEGINNING;

THENCE SOUTH 56°14'54" WEST, A DISTANCE OF 41.12 FEET TO THE **TRUE POINT OF BEGINNING**;

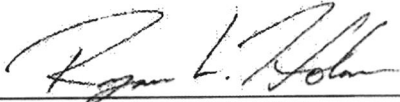
EXHIBIT "A"
LEGAL DESCRIPTION
0528-004A
SLOPE EASEMENT

CONTAINING 9,252 SQUARE FEET OR 0.212 ACRES, MORE OR LESS.

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY DISTANCES SHOWN BY 1.000010873 TO OBTAIN GROUND DISTANCE.

SEE EXHIBIT "B" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

PREPARED UNDER MY SUPERVISION:



RYAN L. HOLM, P.L.S. 9472

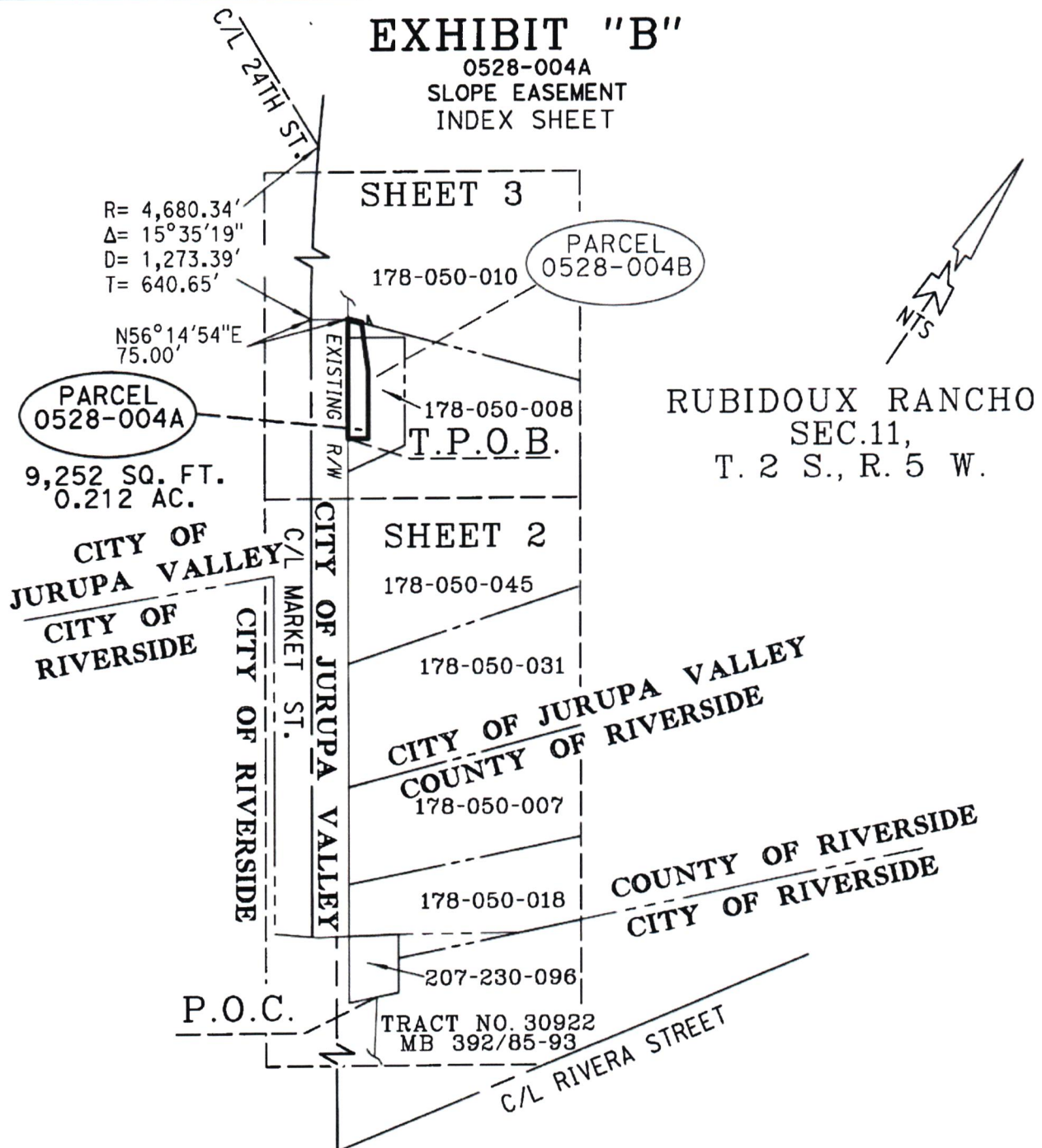
1-26-2022

DATED:



EXHIBIT "B"

0528-004A
SLOPE EASEMENT
INDEX SHEET



RUBIDOUX RANCHO
SEC.11,
T. 2 S., R. 5 W.

PARCEL
0528-004A

PARCEL
0528-004B

9,252 SQ. FT.
0.212 AC.

CITY OF JURUPA VALLEY
CITY OF RIVERSIDE

SHEET 2
178-050-045

CITY OF JURUPA VALLEY
COUNTY OF RIVERSIDE

COUNTY OF RIVERSIDE
CITY OF RIVERSIDE

TRACT NO. 30922
MB 392/85-93

ALL DISTANCES SHOWN ARE GRID DISTANCES. GROUND DISTANCES MAY BE OBTAINED BY MULTIPLYING THE GRID DISTANCE BY A COMBINATION FACTOR OF 1.000010873

PCL No.: 0528-004A
WO No.: CO-0528
SCALE: NTS
PREPARED BY: J.A.L.
DATE: JANUARY, 2022
SHEET 1 OF 3

COUNTY OF RIVERSIDE TRANSPORTATION DEPARTMENT,
SURVEY DIVISION
PROJECT: MARKET STREET BRIDGE
THIS PLAT IS AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE PRECEDING DOCUMENT. ALL PRIMARY CALLS ARE LOCATED IN THE WRITTEN DESCRIPTION.

APPROVED BY: *Ryan L. Holm* DATE: 1-26-2022

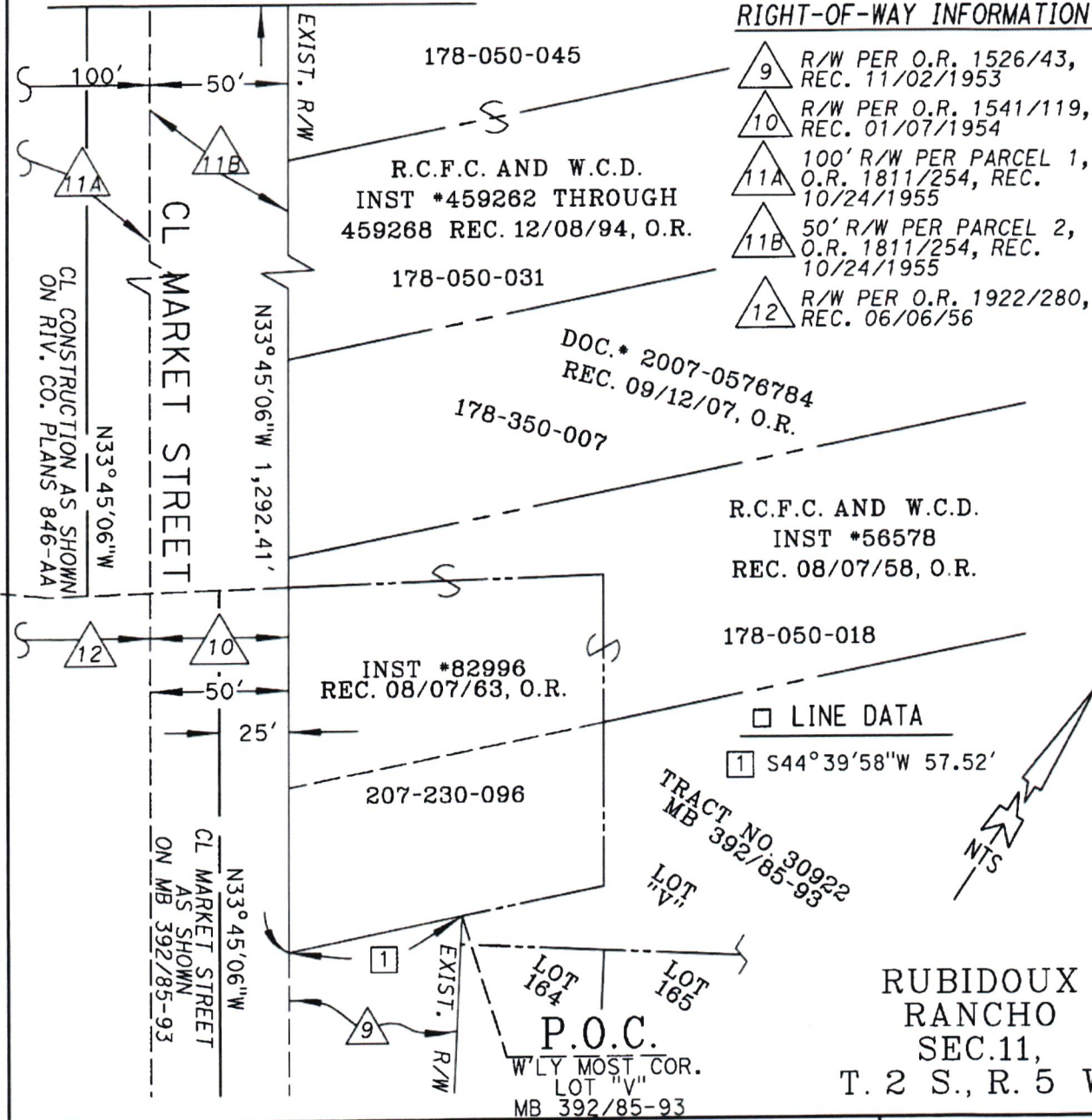


EXHIBIT "B"

0528-004A

SLOPE EASEMENT

SEE SHEET 3 OF 3



RIGHT-OF-WAY INFORMATION

- 9 R/W PER O.R. 1526/43, REC. 11/02/1953
- 10 R/W PER O.R. 1541/119, REC. 01/07/1954
- 11A 100' R/W PER PARCEL 1, O.R. 1811/254, REC. 10/24/1955
- 11B 50' R/W PER PARCEL 2, O.R. 1811/254, REC. 10/24/1955
- 12 R/W PER O.R. 1922/280, REC. 06/06/56

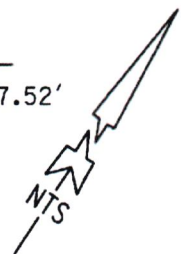
R.C.F.C. AND W.C.D.
INST #56578
REC. 08/07/58, O.R.

178-050-018

LINE DATA

1 S44°39'58"W 57.52'

TRACT NO 30922
MB 392/85-93
LOT "V"



RUBIDOUX
RANCHO
SEC.11,
T. 2 S., R. 5 W.

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PCL No.: 0528-004A	COUNTY OF RIVERSIDE TRANSPORTATION DEPARTMENT, SURVEY DIVISION
WO No.: CO-0528	PROJECT: MARKET STREET BRIDGE
SCALE: NTS	THIS PLAT IS AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE PRECEDING DOCUMENT. ALL PRIMARY CALLS ARE LOCATED IN THE WRITTEN DESCRIPTION.
PREPARED BY: J.A.L.	APPROVED BY: <i>Ryan L. Holm</i> DATE: 1-26-2022
DATE: JANUARY, 2022	
SHEET 2 OF 3	

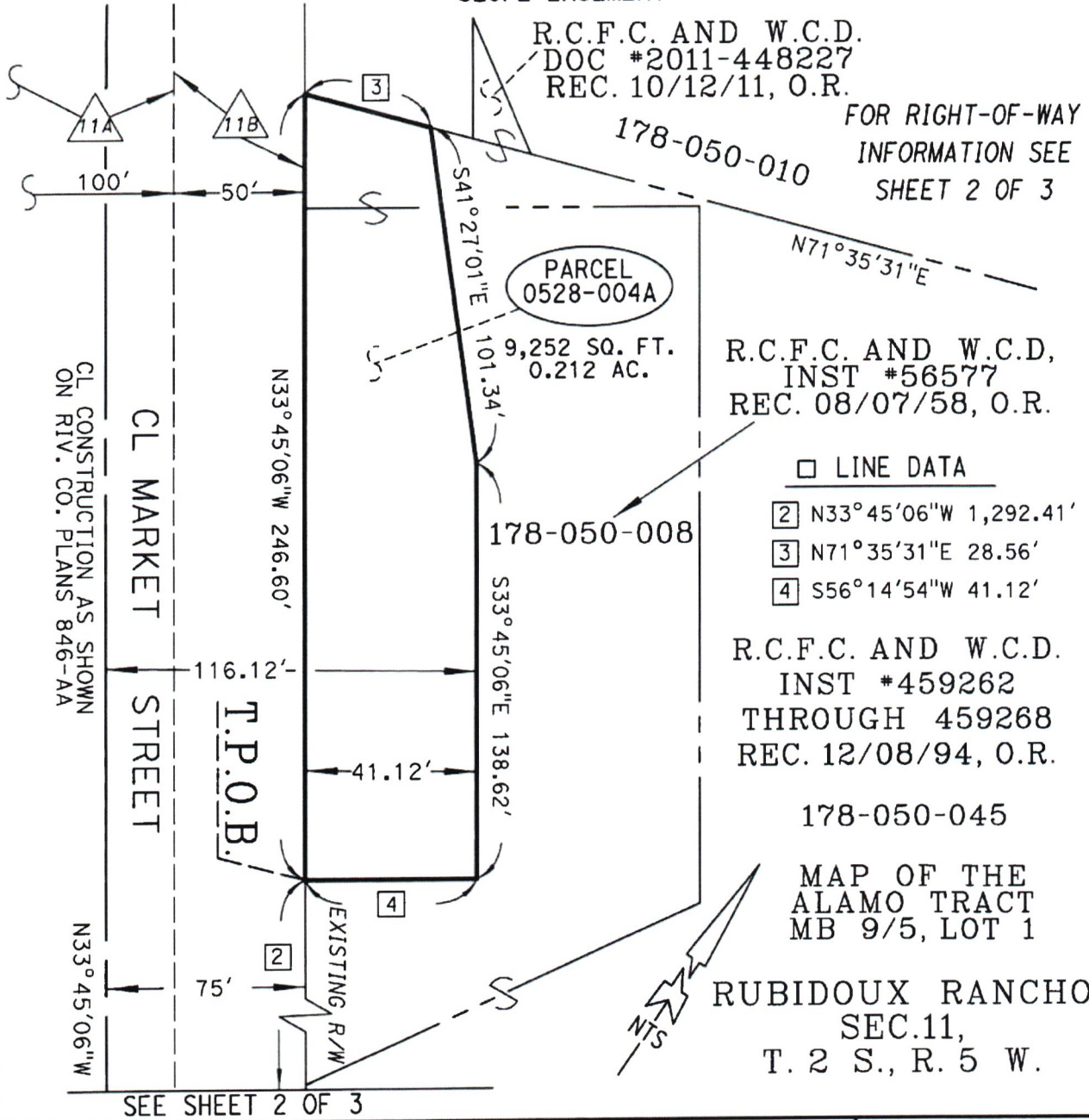


EXHIBIT "B"

0528-004A
SLOPE EASEMENT

R.C.F.C. AND W.C.D.
DOC #2011-448227
REC. 10/12/11, O.R.

FOR RIGHT-OF-WAY
INFORMATION SEE
SHEET 2 OF 3



R.C.F.C. AND W.C.D.
INST #56577
REC. 08/07/58, O.R.

□ LINE DATA

- 2 N33°45'06"W 1,292.41'
- 3 N71°35'31"E 28.56'
- 4 S56°14'54"W 41.12'

R.C.F.C. AND W.C.D.
INST #459262
THROUGH 459268
REC. 12/08/94, O.R.

178-050-045

MAP OF THE
ALAMO TRACT
MB 9/5, LOT 1

RUBIDOUX RANCHO
SEC.11,
T. 2 S., R. 5 W.

SEE SHEET 2 OF 3

ALL DISTANCES SHOWN ARE GRID DISTANCES. GROUND DISTANCES MAY BE OBTAINED BY MULTIPLYING THE GRID DISTANCE BY A COMBINATION FACTOR OF 1.000010873

PCL No.: 0528-004A

COUNTY OF RIVERSIDE TRANSPORTATION DEPARTMENT,
SURVEY DIVISION

WO No.: CO-0528

PROJECT: MARKET STREET BRIDGE

SCALE: NTS

THIS PLAT IS AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE PRECEDING DOCUMENT. ALL PRIMARY CALLS ARE LOCATED IN THE WRITTEN DESCRIPTION.

PREPARED BY: J.A.L.

DATE: JANUARY, 2022

APPROVED BY: *Ryan L. Holm* DATE: 1-26-2022

SHEET 3 OF 3



EXHIBIT "A"
LEGAL DESCRIPTION
0528-006A
SLOPE EASEMENT

AN EASEMENT FOR SLOPE PURPOSES, LYING WITHIN THAT CERTAIN PARCEL OF LAND DESCRIBED BY GRANT DEED RECORDED AUGUST 07, 1963 AS INSTRUMENT NUMBER 82996, OFFICIAL RECORDS OF THE RECORDER OF RIVERSIDE COUNTY, CALIFORNIA, LYING WITHIN THE RUBIDOUX RANCHO, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT OF INTERSECTION OF THE SOUTHWESTERLY PROLONGATION OF THE NORTHWESTERLY TRACT BOUNDARY LINE OF TRACT MAP NO. 30922 ON FILE IN BOOK 392 OF MAPS, PAGES 85 THROUGH 93, INCLUSIVE, WITH THE NORTHEASTERLY RIGHT-OF-WAY LINE OF MARKET STREET, (25.00 FEET IN HALF-WIDTH) PER DOCUMENT RECORDED JANUARY 7, 1954 IN BOOK 1541, PAGE 119, ALL OF SAID OFFICIAL RECORDS;

THENCE NORTH 44°39'58" EAST ALONG SAID SOUTHWESTERLY PROLONGATION A DISTANCE OF 60.94 FEET TO A POINT OF INTERSECTION WITH THE NORTHWESTERLY PROLONGATION OF THE SOUTHWESTERLY LINES OF LOTS 163, 164, AND LOT "V" OF SAID TRACT NO. 30922;

THENCE SOUTH 31°05'37" EAST ALONG SAID NORTHWESTERLY PROLONGATION, A DISTANCE OF 72.13 FEET TO THE WESTERLY-MOST CORNER OF LOT "V" AS SHOWN ON SAID TRACT NO. 30922, ALSO BEING A POINT ON THE NORTHEASTERLY RIGHT-OF-WAY LINE OF MARKET STREET (VARIES IN WIDTH) PER DOCUMENT RECORDED NOVEMBER 2, 1953 IN BOOK 1526, PAGE 43, SAID OFFICIAL RECORDS;

THENCE SOUTH 44°39'58" WEST ALONG THE NORTHWESTERLY LINE OF SAID DOCUMENT RECORDED NOVEMBER 2, 1953, A DISTANCE OF 57.52 FEET TO SAID NORTHEASTERLY RIGHT-OF-WAY LINE OF MARKET STREET, (25.00 FEET IN HALF-WIDTH);

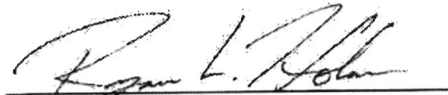
THENCE NORTH 33°45'06" WEST ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE OF MARKET STREET, (25.00 FEET IN HALF-WIDTH), A DISTANCE OF 71.37 FEET TO THE **POINT OF BEGINNING**.

CONTAINING 4,141 SQUARE FEET OR 0.095 ACRES, MORE OR LESS.

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY DISTANCES SHOWN BY 1.000010873 TO OBTAIN GROUND DISTANCE.

SEE EXHIBIT "B" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

PREPARED UNDER MY SUPERVISION:

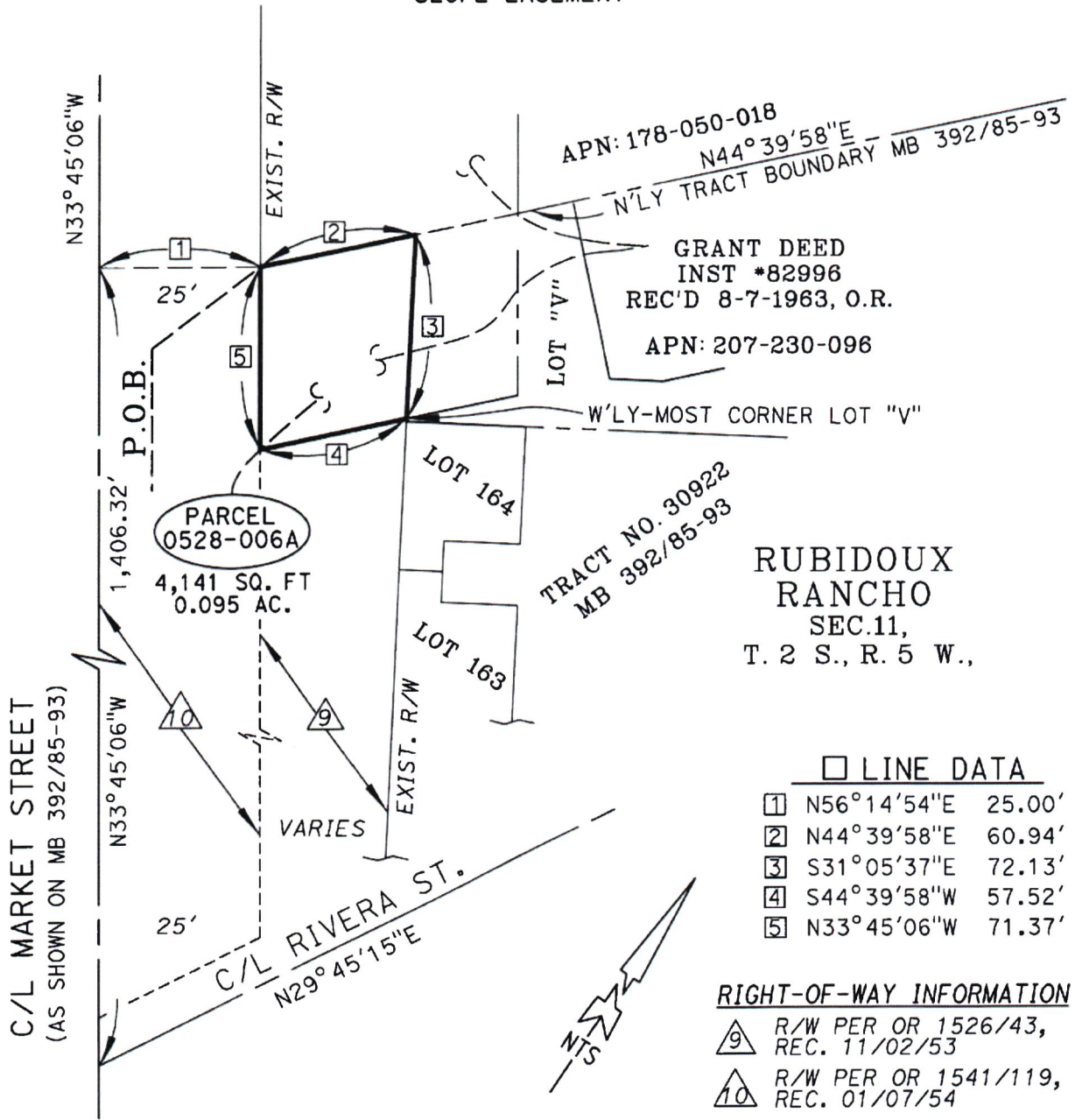

RYAN L. HOLM, P.L.S. 9472

1-20-2022
DATED:



EXHIBIT "B"

0528-006A
SLOPE EASEMENT



ALL DISTANCES SHOWN ARE GRID DISTANCES. GROUND DISTANCES MAY BE OBTAINED BY MULTIPLYING THE GRID DISTANCE BY A COMBINATION FACTOR OF 1.000010873

PCL No.: 0528-006A

COUNTY OF RIVERSIDE TRANSPORTATION DEPARTMENT,
SURVEY DIVISION

WO No.: CO-0528

PROJECT: MARKET STREET BRIDGE

SCALE: NTS

THIS PLAT IS AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE PRECEDING DOCUMENT. ALL PRIMARY CALLS ARE LOCATED IN THE WRITTEN DESCRIPTION.

PREPARED BY: J.A.L.

APPROVED BY:

DATE: 1-20-2022

DATE: JANUARY, 2022

SHEET 1 OF 1

