

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

522 B



FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
February 15, 2011

SUBJECT: Notice of Intent to Convey Fee Title in District Owned Real Property
Murrieta Creek Phase I
Project No. 7-0-00021

RECOMMENDED MOTION:

Approve Resolution No. F2011-01, Notice of Intent to Convey Fee Title in District Owned Real Property, the right of way consisting of portions of Assessor's Parcel Numbers 922-100-035 and 922-100-006, those being portions of RCFC Parcel Numbers 7021-15 and 7021-16, by Grant Deed to the City of Temecula 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

WARREN D. WILLIAMS
General Manager-Chief Engineer

FINANCIAL DATA	Current F.Y. District Cost:	N/A	In Current Year Budget:	N/A
	Current F.Y. County Cost:	N/A	Budget Adjustment:	N/A
	Annual Net District Cost:	N/A	For Fiscal Year:	N/A

SOURCE OF FUNDS:

Positions To Be Deleted Per A-30	☐
Requires 4/5 Vote	☐

C.E.O. RECOMMENDATION:

APPROVE

BY: Michael R. Shetler
Michael R. Shetler

County Executive Office Signature

FORM APPROVED COUNTY COUNSEL
BY: Synthia M. Gunzel DATE: 2-22-11

☐ Policy
☐ Policy
☐ Consent
☐ Consent
 Dept't Recomm.:
 Per Exec. Ofc.:

Prev. Agn. Ref.:

District: 3rd

Agenda Number:

11.1

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

SUBJECT: Notice of Intent to Convey Fee Title in District Owned Real Property
Murrieta Creek Phase I
Project No. 7-0-00021

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Page 2

BACKGROUND:

The District, in cooperation with the Corps of Engineers, is currently designing Murrieta Creek Phase I ("Project") which travels through the city of Temecula. The City of Temecula ("City") is currently acquiring, in cooperation with the District, all required right-of-way for this Project within the city's limits. Pursuant to the preliminary design for the Project, a Record of Survey was prepared and recorded in Book 114 Pages 95 through 99. The City of Temecula owned RCFC Parcel 7021-16 as described on the Record of Survey. The City had conveyed via Grant Deed, recorded as Instrument Number 2004-0381206 on May 20, 2004, the fee title to the District. The District then issued a letter of credit to the City for the appraised value. Upon further design it was determined that the District would not need all the original right-of-way dedicated for the Project.

The City has proposed to build a recreational complex which is a compatible use adjacent to Murrieta Creek Phase I. The District has reviewed and approved the plans for the recreational complex. A portion of RCFC Parcel No. 7021-16, and a small portion of the adjacent Parcel No. 7021-15 is needed for the recreational complex. The District will retain a blanket access easement across said parcels for ingress/egress to Murrieta Creek Phase I.

The District recommends that the right-of-way referenced as RCFC Parcel Nos. 7021-16A and 7021-15A, shown on Exhibits "A" and "B", consisting of approximately 28,625 sq/ft, be granted in fee title to the City of Temecula. The original value established in 2004 for the District's acquisition of RCFC Parcel No. 7021-16 was \$2.50 a sq/ft. The District will issue a reversal of a portion of the credit given to the City of Temecula in the amount of \$71,563. All other costs shall be borne by the City of Temecula.

BOARD OF SUPERVISORS**RIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT****RESOLUTION NO. F2011-01**

NOTICE OF INTENT TO CONVEY FEE TITLE
IN DISTRICT OWNED REAL PROPERTY
MURRIETA CREEK PHASE I
PROJECT NO. 7-0-00021

BE IT RESOLVED, DETERMINED AND ORDERED by the Board of Supervisors of the Riverside County Flood Control and Water Conservation District in regular session assembled on February 15, 2011, notice is hereby given, pursuant to California Water Code – Appendix, Chapter 48, Section 48-9, Paragraph 5, that it intends to convey the fee title interest in a portion of the District's Parcel Nos. 7021-15 and 7021-16, herein after referred to as Parcel Nos. 7021-15A and 7021-16A, by conveying at or after 1:30 p.m. on March 15, 2011 to the City of Temecula, in certain real property in the city of Temecula, County of Riverside, State of California, a portion of Assessor's Parcel Numbers 922-100-035 and 922-100-006, being approximately 28,625 square feet, as described in Exhibit "A" and shown on Exhibit "B", attached hereto and made a part hereof.

BE IT FURTHER RESOLVED AND DETERMINED that the interest to be conveyed is for a recreational complex adjacent to Murrieta Creek. The real property being conveyed is in excess to the District's needs for the construction and maintenance of Murrieta Creek Phase I, with the reservation of access easement through the property.

BE IT FURTHER RESOLVED that the Clerk of the Board of Supervisors is directed to give notice hereof as provided in Section 6061 of the Government Code.

FORM APPROVED COUNTY COUNSEL
BY: *Synthia M. Gunzel* 2-2-11
DATE
SYNTHIA M. GUNZEL

RCFC PARCEL 7021-15A

EXHIBIT A

BEING A PORTION OF PARCEL 7021-15 AS SHOWN ON RECORD OF SURVEY
FILED IN RECORD OF SURVEY BOOK 114, PAGES 95 THROUGH 99 INCLUSIVE,
WITHIN THE CITY OF TEMECULA, RECORDS OF RIVERSIDE COUNTY, STATE OF
CALIFORNIA WITHIN LOT 2 OF BLOCK 32 AS SHOWN ON THE MAP FILED IN MAP
BOOK 15, PAGE 726, WITHIN THE CITY OF TEMECULA, RECORDS OF SAN DIEGO
COUNTY, STATE OF CALIFORNIA, DESCRIBED AS FOLLOWS:

THE NORTH 20.00 FEET OF THE WEST 142.00 FEET OF SAID PARCEL 7021-15.


STEVEN L. RAY, L.S. 6980 EXP. 9/30/11 DATE 10-20-10



FIRST STREET

PARCEL 7021-17C

PARCEL 7021-17B

FOR: PARCEL 4, P.M. NO. 7674
P.M. BOOK 46, PAGES 50/51
O.R. RIVERSIDE CO.

PARCEL 7021-16

RECORD OF SURVEY
R.S. BOOK 114, PAGES 95-99
O.R. RIVERSIDE CO.

PARCEL 7021-17A

20.00'

142.00'

116.04'

N 74°17'33" E 426.04'

142.00'
N 74°17'33" E

PARCEL 7021-15A

N 15°42'05" W 20.00'

PARCEL 7021-15

LOT 2, BLOCK 32
BOOK 15, PAGE 726
OF MAPS, REC. S.D. CO.

N 25°27'42" W 186.60'

150.00'

N 74°18'07" E 451.23'

PARCEL 7021-14

334.81'

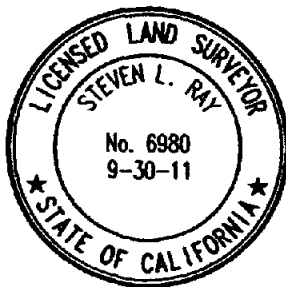
N 15°42'05" W

N 15°42'00" W

EXHIBIT 'B' - PLAT



1"=100'



Steven L. Ray
STEVEN L. RAY
L.S. 6980

10-20-10
DATE
EXP. 9/30/11

RHA
Engineering, Inc.
6800 INDIANA AVENUE • SUITE 260
RIVERSIDE, CA 92506
(951) 683-8068
FAX (951) 683-6915

EXHIBIT "A"

BEING A PORTION OF PARCEL 7021-16 AS SHOWN ON RECORD OF SURVEY
FILED IN RECORD OF SURVEY BOOK 114, PAGES 95 THROUGH 99 INCLUSIVE,
WITHIN PARCEL 4 OF PARCEL MAP 7674, FILED IN PARCEL MAP BOOK 86,
PAGES 50 AND 51, WITHIN THE CITY OF TEMECULA, RECORDS OF RIVERSIDE
COUNTY, STATE OF CALIFORNIA, DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST WESTERLY CORNER OF SAID PARCEL 7021-16, SAID
CORNER ALSO BEING THE SOUTHWEST CORNER OF THAT CERTAIN PARCEL
OF LAND RECORDED FEBRUARY 20, 2003, AS DOCUMENT NO. 2003-119053,
OFFICIAL RECORDS OF SAID RIVERSIDE COUNTY;

THENCE ALONG THE NORTHERLY LINE OF SAID PARCEL 7021-16, NORTH
72°13'51" EAST A DISTANCE OF 87.58 FEET TO AN ANGLE POINT ON THE
WESTERLY LINE OF SAID PARCEL 7021-16, SAID ANGLE POINT ALSO BEING THE
SOUTHEASTERLY CORNER OF SAID DOCUMENT NO. 2003-119053;

THENCE CONTINUING NORTH 72°13'51" EAST A DISTANCE OF 57.64 FEET;

THENCE SOUTH 15°42'05" EAST A DISTANCE OF 183.38 FEET TO A POINT ON
THE SOUTHERLY LINE OF SAID PARCEL 7021-16;

THENCE ALONG SAID SOUTHERLY LINE SOUTH 74°17'33" WEST A DISTANCE OF
142.00 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL 7021-16;

THENCE ALONG THE MOST WESTERLY LINE OF SAID PARCEL 7021-16 NORTH
15°42'05" WEST A DISTANCE OF 74.86 FEET TO THE BEGINNING OF A TANGENT
CURVE CONCAVE WESTERLY AND HAVING A RADIUS OF 1716.87 FEET;

THENCE NORTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE
OF 03°26'54" AN ARC DISTANCE OF 103.33 FEET TO THE POINT OF BEGINNING.


STEVEN L. RAY, L.S. 6980 EXP. 9/30/11 10-20-10 DATE



