

**EL DORADO COUNTY BOARD OF SUPERVISORS
AGENDA ITEM TRANSMITTAL
Meeting of October 17, 2006**

AGENDA TITLE: Irrevocable Offer of Dedication #2006-24; PM #14/16, Parcel 3, and RS #6/33, Tract 1; Joseph A. Herrick, Ingrid M. Herrick, James A. Nave and Teresa M. Nave

DEPARTMENT: Transportation


DEPT SIGNOFF: 

CAO USE ONLY:

CONTACT: Deborah Gruber 

DATE: 9/25/06

PHONE: XT 6519/5982

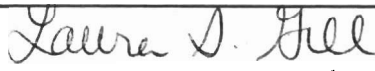
 10/4/06

DEPARTMENT SUMMARY AND REQUESTED BOARD ACTION:

The Department of Transportation recommends the Board of Supervisors:

1. Approve the attached Irrevocable Offers of Dedication for road right of way and public utilities easements which are being offered by Joseph A. Herrick, Ingrid M. Herrick, James A. Nave and Teresa M. Nave, and adopt the Resolutions acknowledging but rejecting said offers at this time. The subject properties are identified as Assessor's Parcel Numbers 323-250-06 and 323-250-29, and are located on Boulder Lane and Family Hill Road, in Placerville. Said offers are necessary to satisfy a condition of approval for Boundary Line Adjustment #2006-0031.
2. Authorize the Chairman to sign said Resolutions.

CAO RECOMMENDATIONS: Recommend approval


10/4/06

Financial impact? () Yes (X) No

Funding Source: () Gen Fund () Other

BUDGET SUMMARY:

Total Est. Cost _____
Funding
 Budgeted _____
 New Funding _____
 Savings _____
 Other _____
 Total Funding _____
 Change in Net County Cost _____

Other:

CAO Office Use Only:

4/5's Vote Required () Yes (X) No
 Change in Policy () Yes (X) No
 New Personnel () Yes (X) No

CONCURRENCES:

Risk Management _____
 County Counsel _____
 Other _____

***Explain**

BOARD ACTIONS:

Vote: Unanimous _____ Or

Ayes:

Noes:

Abstentions:

Absent:

I hereby certify that this is a true and correct copy of an action taken and entered into the minutes of the Board of Supervisors

Date: _____

Attest: Cindy Keck, Board of Supervisors Clerk

By: _____



MAINTENANCE DIVISION:
2441 Headington Road
Placerville CA 95667
Phone: (530) 642-4909
Fax: (530) 642-9238

RICHARD W. SHEPARD, P.E.
Director of Transportation

Internet Web Site:
<http://co.el-dorado.ca.us/dot>

MAIN OFFICE:
2850 Fairlane Court
Placerville CA 95667
Phone: (530) 621-5900
Fax: (530) 626-0387



September 26, 2006

Board of Supervisors
330 Fair Lane
Placerville, California 95667

**Title: Irrevocable Offer of Dedication #2006-24;
PM #14/16, Parcel 3, and RS #6/33, Tract 1;
Joseph A. Herrick, Ingrid M. Herrick, James A. Nave and Teresa M. Nave**

Meeting Date: October 17, 2006 \ District III \ Supervisor: Jack Sweeney

Dear Members of the Board:

Recommendations:

The Department of Transportation recommends the Board of Supervisors:

1. Approve the attached Irrevocable Offers of Dedication for road right of ways and public utilities easements, and adopt the Resolutions acknowledging but rejecting said offers, at this time; and
2. Authorize the Chairman to sign said Resolutions.

Reasons for Recommendations:

The Department of Transportation has received Irrevocable Offers of Dedication for road right of way and public utilities easements, situated along the westerly boundary line of Parcel 3 of PM #14/16 on Boulder Lane, identified as Assessor's Parcel Number 323-250-06, and along a portion of the easterly boundary line of Tract 1 of RS #6/33 on Family Hill Road, identified as Assessor's Parcel Number 323-250-29. Said easements are more particularly described in Exhibit "A" and depicted in Exhibit "B" of the attached Resolutions. Said dedications are being made by Joseph A. Herrick, Ingrid M. Herrick, James A. Nave and Teresa M. Nave, and are necessary to meet the condition requirements of Boundary Line Adjustment application #06-0031. The subject properties lie south of Cold Springs Road and north of Placerville Drive, in Placerville.

The Department of Transportation's staff has reviewed said offers and recommends that the Board adopt and authorize the Chairman to sign the Resolutions acknowledging but rejecting said offers at this time. Authorization for recording of said offers is pursuant to Government Code Section 7050.

Fiscal Impact:

None.

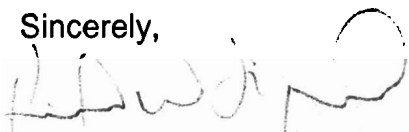
Net County Cost:

There is no net County cost.

Action to be Taken Following Approval:

1. Said Resolutions will be recorded.
2. Copies of the recorded Resolutions will be sent to the property owners.

Sincerely,



Richard W. Shepard, P.E.
Director of Transportation

RWS: PF/ dg

Attachment(s): Vicinity Map
Resolutions
Irrevocable Offers of Dedication
Exhibits

179

A

B

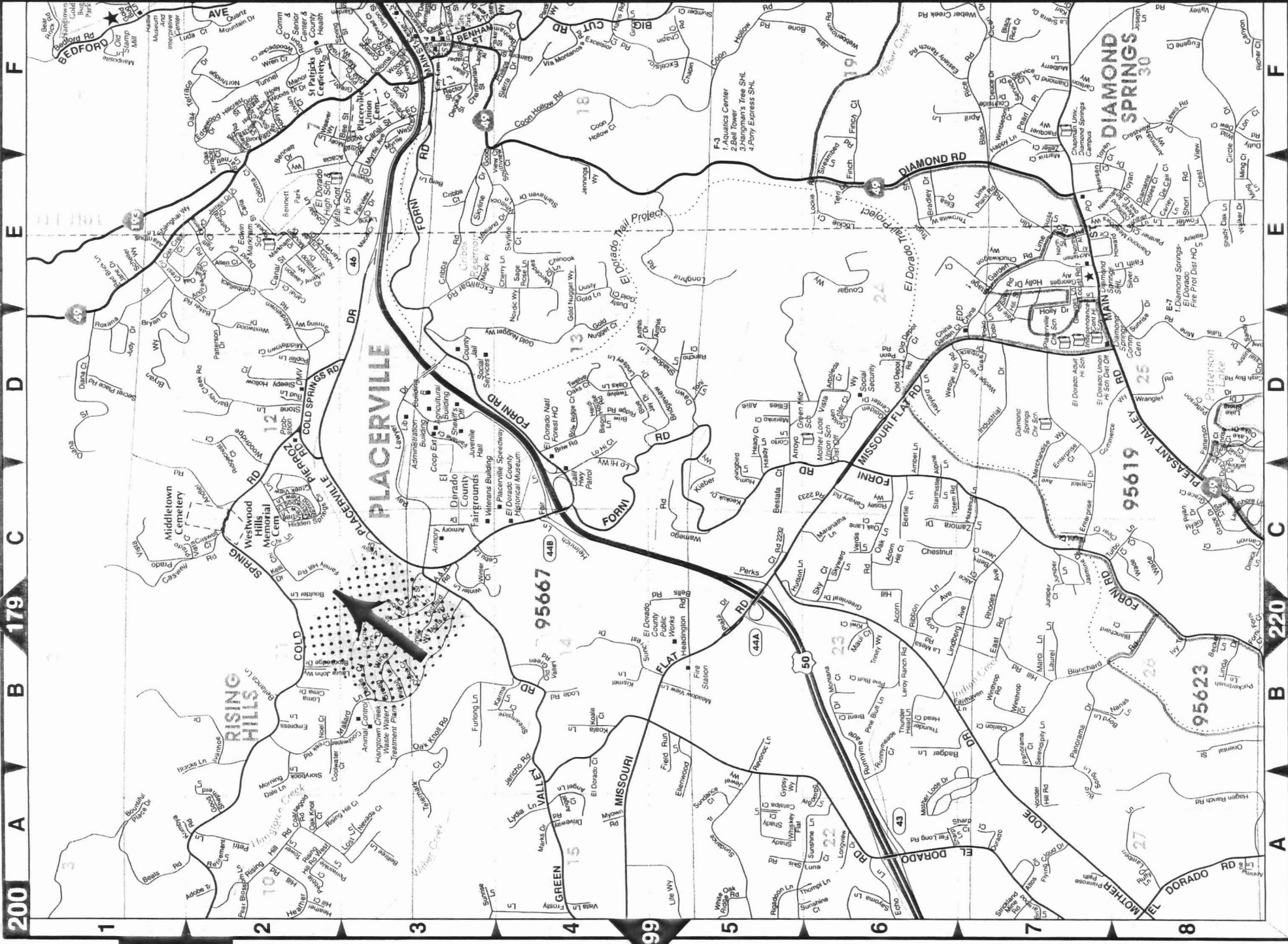
C

D

E

F

EL DORADO COUNTY



199

5

6

8

220

C

D

E

F



RESOLUTION NO. _____
OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO
Irrevocable Offer of Dedication #2006-24
PM #14/16, Parcel 3
Assessor's Parcel Number 323-250-06
Joseph A. Herrick and Ingrid M. Herrick

WHEREAS, the authority to invoke the process of dedicating an easement over, under and/or across property by the County is established under Section 7050 of the California Government Code and Section 66475 of the Subdivision Map Act; and

WHEREAS, the authority to accept right of way, road, slope, drainage and public utilities easements by the County, at its discretion, is established under Section 7050 of the California Government Code and Section 66477.1 of the Subdivision Map Act; and

WHEREAS, Joseph A. Herrick and Ingrid M. Herrick are the legal owners of the property identified as Assessor's Parcel Number 323-250-06, and are offering for dedication a road right of way and public utilities easement, located along the westerly boundary line of Parcel 3 of PM #14/16, to the County of El Dorado; and

WHEREAS, said easement is described in Exhibit A, and depicted in Exhibit B, attached to the Irrevocable Offer of Dedication; and

WHEREAS, said offer shall remain in effect and run with the land until such time the County of El Dorado Board of Supervisors accepts said offer; and

WHEREAS, the County of El Dorado Board of Supervisors has determined that it is in the public's best interest to acknowledge but reject said offer, at this time.

NOW, THEREFORE BE IT RESOLVED, that from and after the date this Resolution is recorded, said offer is hereby acknowledged but rejected at this time, by the County of El Dorado Board of Supervisors.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held on the _____ day of _____, 2006, by the following vote of said Board:

ATTEST
CINDY KECK
Clerk of the Board of Supervisors

Ayes:
Noes:
Absent:

By _____ Deputy Clerk
James R. Sweeney, Chairman, Board of Supervisors

I CERTIFY THAT:
THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.
DATE _____
ATTEST: CINDY KECK, Clerk of the Board of Supervisors of the County of El Dorado, State of California

By _____ Deputy Clerk

When recorded mail to:
County of El Dorado
Board of Supervisors
330 Fair Lane
Placerville CA 95667
APN: 323-250-26

Mail Tax Statements to above.
Exempt from Documentary Tax Transfer
Per Revenue and Taxation Code 11922

Above section for Recorder's use

**IRREVOCABLE OFFER OF DEDICATION
ROAD RIGHT OF WAY AND PUBLIC UTILITIES EASEMENT**

JOSEPH A. HERRICK and INGRID M. HERRICK, hereinafter called GRANTORS, owners of the real property herein described, do hereby irrevocably offer for dedication to the **COUNTY OF EL DORADO**, a political subdivision of the State of California, a road right of way, and a public utilities easement, for all public purposes, over, under, and across that certain real property situate in the unincorporated area of the County of El Dorado, State of California, described as:

See Exhibits A & B, attached hereto and made a part hereof.

It is understood that this offer of dedication shall remain in effect and run with the land until such time as the County of El Dorado Board of Supervisors makes a finding of necessity for public purposes and accepts said offer by resolution.

IN WITNESS WHEREOF, GRANTORS have hereunto subscribed their names this 13th day of September, 2006.



JOSEPH A. HERRICK

GRANTORS



INGRID M. HERRICK

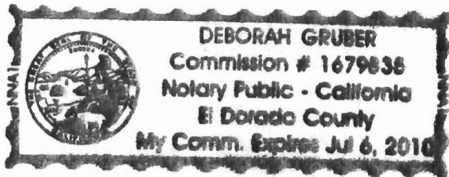
(A Notary Public must acknowledge all signatures)

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California }
County of El Dorado } ss.

On September 13 2006 before me, DEBORAH GRUBER, NOTARY PUBLIC
personally appeared Joseph A Herrick & Ingrid M. Herrick

personally known to me
 proved to me on the basis of satisfactory evidence



to be the person(s) whose name(s) ~~is~~ are subscribed to the within instrument and acknowledged to me that ~~he~~ she they executed the same in ~~his~~ her their authorized capacity(ies), and that by ~~his~~ her their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

Deborah Gruber
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Irrevocable Offer of Dedication

Document Date: September 13, 2006 Number of Pages: 1

Signer(s) Other Than Named Above: —

Capacity(ies) Claimed by Signer

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney-in-Fact
- Trustee
- Guardian or Conservator
- Other: _____

Signer Is Representing: _____

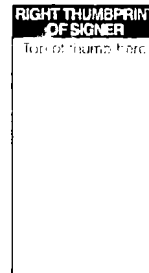


EXHIBIT "A"
IRREVOCABLE OFFER OF DEDICATION FOR
THE EXISTING BOULDER LANE

All that portion of Parcel 3, as said Parcel is laid out and shown on the Parcel map filed in Book 14 of Parcel Maps, at Page 16, in the office of the El Dorado County Recorder, being a portion of Section 11, Township 10 North, Range 10 East, M.D.M., unincorporated area of El Dorado County, State of California, and more particularly described as follows:

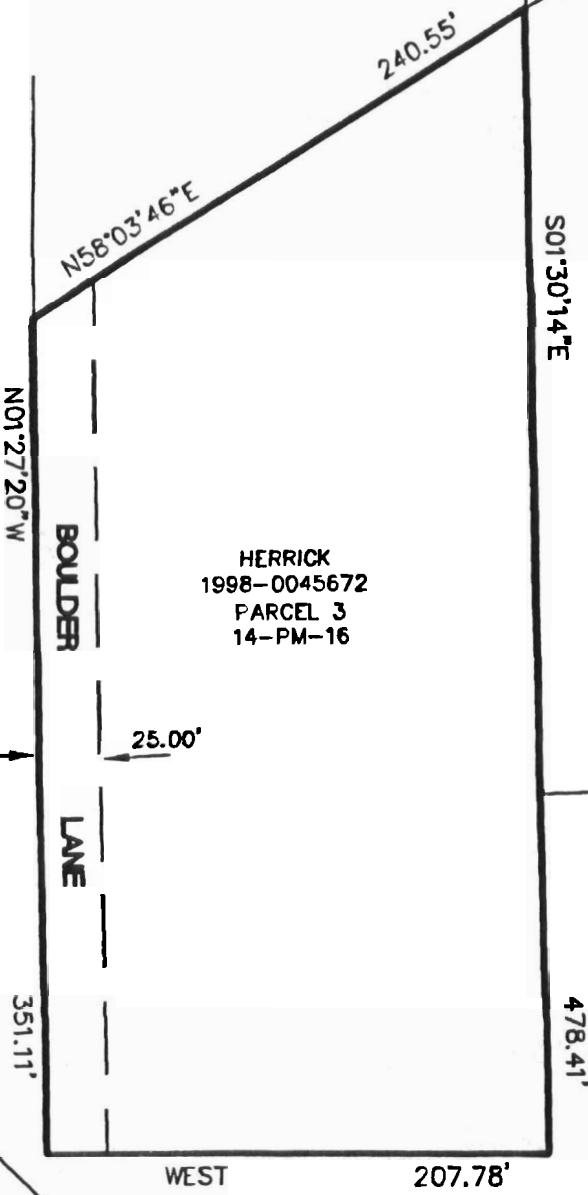
The westerly 25.00 feet of said Parcel 3 above described, as measured at right angles in an easterly direction from the western boundary of said Parcel 3.

Together with all supporting slope easements existing or required to maintain the existing roadway; said easements shall extend from the above described Right of Way to a point 5.00 feet beyond the existing or required top or toe of slope.

 9-27-06

ALAN R. DIVERS L-6013
LICENSE EXPIRES 3/31/2007

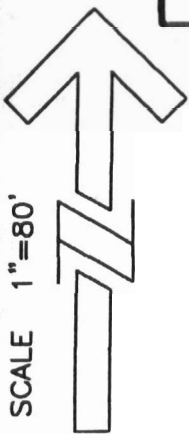




HERRICK
1998-0045672
PARCEL 3
14-PM-16

THIS MAP WAS PREPARED
UNDER MY DIRECTION.

ALAN R. DIVERS, L-6013
LICENSE EXPIRES 3-31-2007



NOTE:

LOCATED IN SEC. 11, T. 10N., R. 10E., M.D.M.
EL DORADO COUNTY, CA.

TOGETHER WITH ALL EXISTING AND REQUIRED SLOPE
EASEMENTS EXTENDING TO A POINT 5.00' OUTSIDE
THE TOP OR TOE OF SLOPE.

DATE: 6-12-05
SCALE: 1"=80'
JOB NUMBER: 06-16
DWG NAME: I.O.D.



Alan R. Divers
Professional Land Surveyor
3363 PARDI WAY, PLACERVILLE
CA. 95667 - (530) 642-1755

EXHIBIT 'B'
I.O.D.
HERRICK



RESOLUTION NO. _____
OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO
Irrevocable Offer of Dedication #2006-24
RS #6/33, Tract 1
Assessor's Parcel Number 323-250-29
James A. Nave and Teresa M. Nave

WHEREAS, the authority to invoke the process of dedicating an easement over, under and/or across property by the County is established under Section 7050 of the California Government Code and Section 66475 of the Subdivision Map Act; and

WHEREAS, the authority to accept right of way, road, slope, drainage and public utilities easements by the County, at its discretion, is established under Section 7050 of the California Government Code and Section 66477.1 of the Subdivision Map Act; and

WHEREAS, James A. Nave and Teresa M. Nave are the legal owners of the property identified as Assessor's Parcel Number 323-250-29, and are offering for dedication a road right of way and public utilities easement, located along a portion of the easterly boundary line of Tract 1 of RS #6/33, to the County of El Dorado; and

WHEREAS, said easement is described in Exhibit A, and depicted in Exhibit B, attached to the Irrevocable Offer of Dedication; and

WHEREAS, said offer shall remain in effect and run with the land until such time the County of El Dorado Board of Supervisors accepts said offer; and

WHEREAS, the County of El Dorado Board of Supervisors has determined that it is in the public's best interest to acknowledge but reject said offer, at this time.

NOW, THEREFORE BE IT RESOLVED, that from and after the date this Resolution is recorded, said offer is hereby acknowledged but rejected at this time, by the County of El Dorado Board of Supervisors.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held on the _____ day of _____, 2006, by the following vote of said Board:

ATTEST
 CINDY KECK
 Clerk of the Board of Supervisors

Ayes:
 Noes:
 Absent:

By _____
 Deputy Clerk James R. Sweeney, Chairman, Board of Supervisors

I CERTIFY THAT:
 THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.
 DATE _____
 ATTEST: CINDY KECK, Clerk of the Board of Supervisors of the County of El Dorado, State of California

By _____
 Deputy Clerk

When recorded mail to:
County of El Dorado
Board of Supervisors
330 Fair Lane
Placerville CA 95667
APN: 323-250-29

Mail Tax Statements to above.
Exempt from Documentary Tax Transfer
Per Revenue and Taxation Code 11922

Above section for Recorder's use

**IRREVOCABLE OFFER OF DEDICATION
ROAD RIGHT OF WAY AND PUBLIC UTILITIES EASEMENT**

JAMES A. NAVE and TERESA M. NAVE, hereinafter called GRANTORS, owners of the real property herein described, do hereby irrevocably offer for dedication to the **COUNTY OF EL DORADO**, a political subdivision of the State of California, a road right of way, and a public utilities easement, for all public purposes, over, under, and across that certain real property situate in the unincorporated area of the County of El Dorado, State of California, described as:

See Exhibits A & B, attached hereto and made a part hereof.

It is understood that this offer of dedication shall remain in effect and run with the land until such time as the County of El Dorado Board of Supervisors makes a finding of necessity for public purposes and accepts said offer by resolution.

IN WITNESS WHEREOF, GRANTORS have hereunto subscribed their names this 20th day of September, 2006.

GRANTORS

James A. Nave
JAMES A. NAVE

Teresa M. Nave
TERESA M. NAVE

(A Notary Public must acknowledge all signatures)

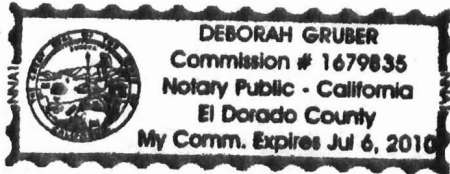
CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California }
County of El Dorado } ss

On September 20, 2006 before me, Deborah Gruber, Notary Public
personally appeared James A. Nave & Teresa M. Nave

Date
Name and Title of Officer (e.g., Judge, Notary Public)
Name(s) of Signer(s)

personally known to me
 proved to me on the basis of satisfactory evidence



to be the person(s) whose name(s) ~~is/are~~ subscribed to the within instrument and acknowledged to me that ~~he/she~~ they executed the same in ~~his/her~~ their authorized capacity(ies), and that by ~~his/her~~ their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.
Deborah Gruber
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Irrevocable OFFer of Dedication
Document Date: September 20, 2006 Number of Pages: -
Signer(s) Other Than Named Above: -

Capacity(ies) Claimed by Signer

- Signer's Name: _____
- Individual
 - Corporate Officer — Title(s): _____
 - Partner — Limited General
 - Attorney-in-Fact
 - Trustee
 - Guardian or Conservator
 - Other: _____

Signer Is Representing: _____




EXHIBIT "A"
IRREVOCABLE OFFER OF DEDICATION FOR
THE EXISTING FAMILY HILL ROAD

All that portion of Tract 1, as said Tract is laid out and shown on the Record of Survey filed in Book 6 of Record of Surveys, at Page 33, in the office of the El Dorado County Recorder, being a portion of Section 11, Township 10 North, Range 10 East, M.D.M., unincorporated area of El Dorado County, State of California, and more particularly described as follows:

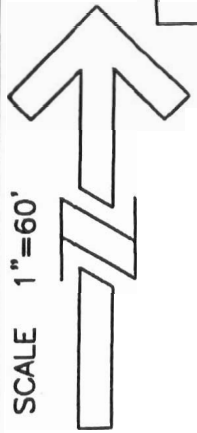
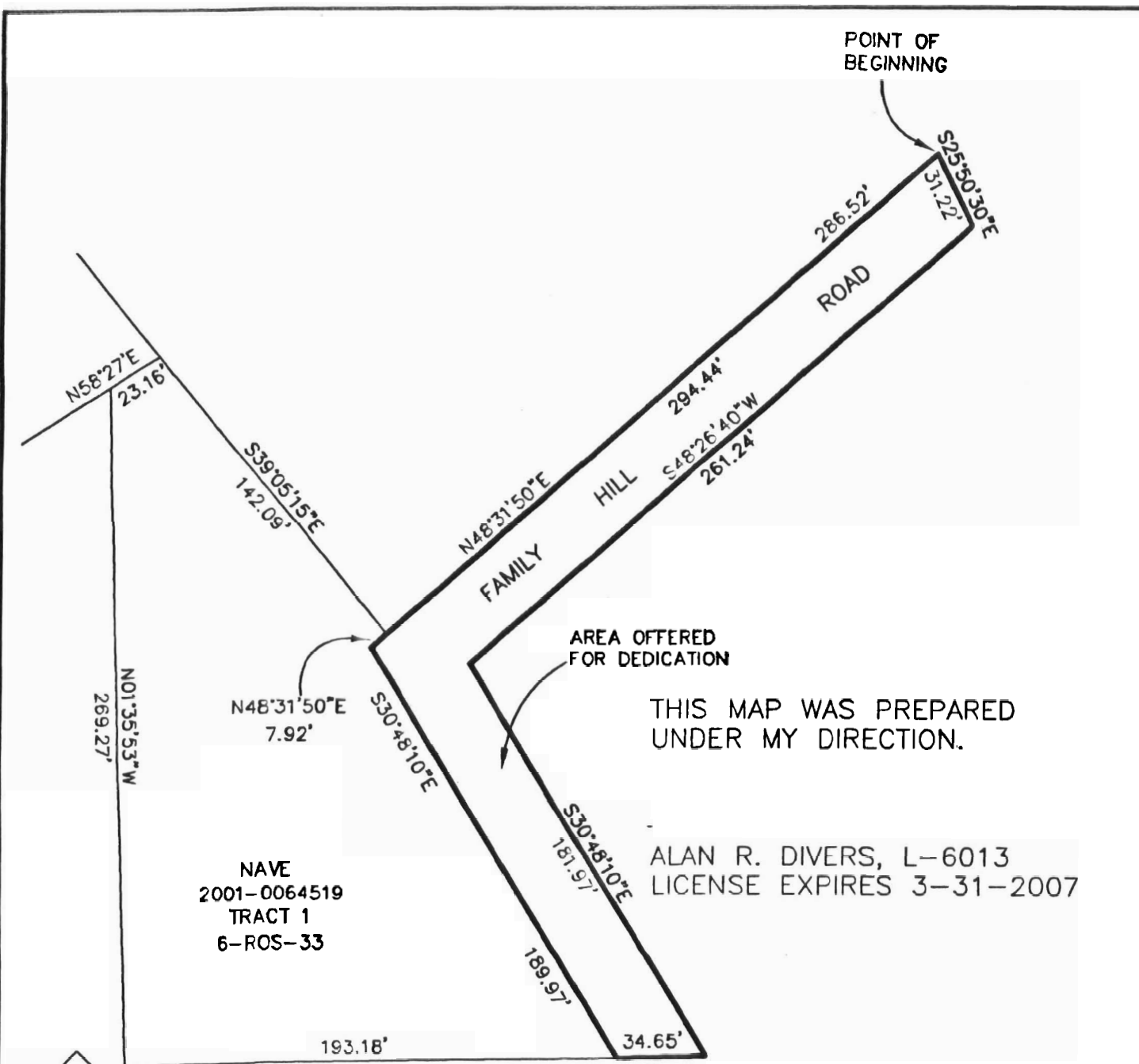
Beginning at the northeastern most corner of said Tract 1; thence along the boundary of said Tract 1 the four following courses, viz: (1) South 25°50'30" East 31.22 feet; (2) South 48°26'40" West 261.24 feet; (3) South 30°48'10" East 181.97 feet; (4) South 89°14'00" West 34.65 feet; thence leaving said boundary and running parallel to and 30.00 feet distant measured at right angles in a southwesterly direction from the eastern boundary of said Tract 1, North 30°48'10" West 189.97 feet; thence running in part on a southwesterly extension of the northern boundary of said Tract 1, and in part on said northern boundary North 48°31'50" East 294.44 feet to the point of beginning.

Containing 0.321 acres of land.

Together with all supporting slope easements existing or required to maintain the existing roadway; said easements shall extend from the above described Right of Way to a point 5.00 feet beyond the existing or required top or toe of slope.


9-27-06
ALAN R. DIVERS L-6013
LICENSE EXPIRES 3/31/2007





NOTE:

LOCATED IN SEC. 11, T. 10N., R. 10E., M.D.M.
EL DORADO COUNTY, CA.

TOGETHER WITH ALL EXISTING AND REQUIRED SLOPE
EASEMENTS EXTENDING TO A POINT 5.00' OUTSIDE
THE TOP OR TOE OF SLOPE.

DATE: 8-30-06
SCALE: 1"=60'
JOB NUMBER: 06-16
DWG NAME: I.O.D.



Alan R. Divers
Professional Land Surveyor
3363 PARDI WAY, PLACERVILLE
CA. 95667 - (530) 642-1755

EXHIBIT 'B'
I.O.D.
NAVE