

EL DORADO COUNTY BOARD OF SUPERVISORS

AGENDA ITEM TRANSMITTAL

Meeting of October 17, 2006

AGENDA TITLE: Irrevocable Offer of Dedication #2006-21; PM #19/128, Parcel 1 and PM #8/3, Parcel C; Lawrence Loftis and Francesca Loftis

DEPARTMENT: Transportation

DEPT SIGNOFF: 

CAO USE ONLY: *C*

CONTACT: Deborah Gruber */Liz D...*

DATE: 9/25/06

PHONE: XT 6519/5982

Signature 10/4/06

DEPARTMENT SUMMARY AND REQUESTED BOARD ACTION:

The Department of Transportation recommends the Board of Supervisors:

1. Approve the attached Irrevocable Offer of Dedication for road right of way and public utilities easements which are being offered by Lawrence Loftis and Francesca Loftis, and adopt the Resolution acknowledging but rejecting said offer at this time. The subject properties are identified as Assessor's Parcel Numbers 046-431-07 and 046-431-08, and are located on Wood Duck Way, in Outingdale. Said offers are necessary to satisfy a condition of approval for Boundary Line Adjustment #06-0047.
2. Authorize the Chairman to sign said Resolution.

CAO RECOMMENDATIONS:

Recommend approval. Laura S. Hill
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 #2006-21;
PM #19/128, Parcel 1 and PM #8/3, Parcel C;
Lawrence Loftis and Francesca Loftis**

Meeting Date: October 17, 2006 \ District II \ Supervisor: Helen Baumann

Dear Members of the Board:

Recommendations:

The Department of Transportation recommends the Board of Supervisors:

1. Approve the attached Irrevocable Offer of Dedication for road right of way and public utilities easements, and adopt the Resolution acknowledging but rejecting said offer, at this time; and
2. Authorize the Chairman to sign said Resolution.

Reasons for Recommendations:

The Department of Transportation has received an Irrevocable Offer of Dedication for road right of way and public utilities easements situated along the centerline of Wood Duck Way, for the subject properties identified as Assessor's Parcel Numbers 046-431-07 and 046-431-08, being more particularly described in Exhibit A and depicted in Exhibit B of the attached Resolution. Said dedication is being made by Lawrence Loftis and Francesca Loftis, and is necessary to meet the condition requirements of Boundary Line Adjustment application #06-0047. The subject properties location lies south of the middle fork of the Cosumnes River, and west of Mt. Aukum Road (E16), in Outingdale.

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

Fiscal Impact:

None.

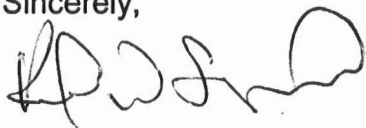
Net County Cost:

There is no net County cost.

Action to be Taken Following Approval:

1. Said Resolution will be recorded.
2. A copy of the recorded Resolution will be sent to the property owners.

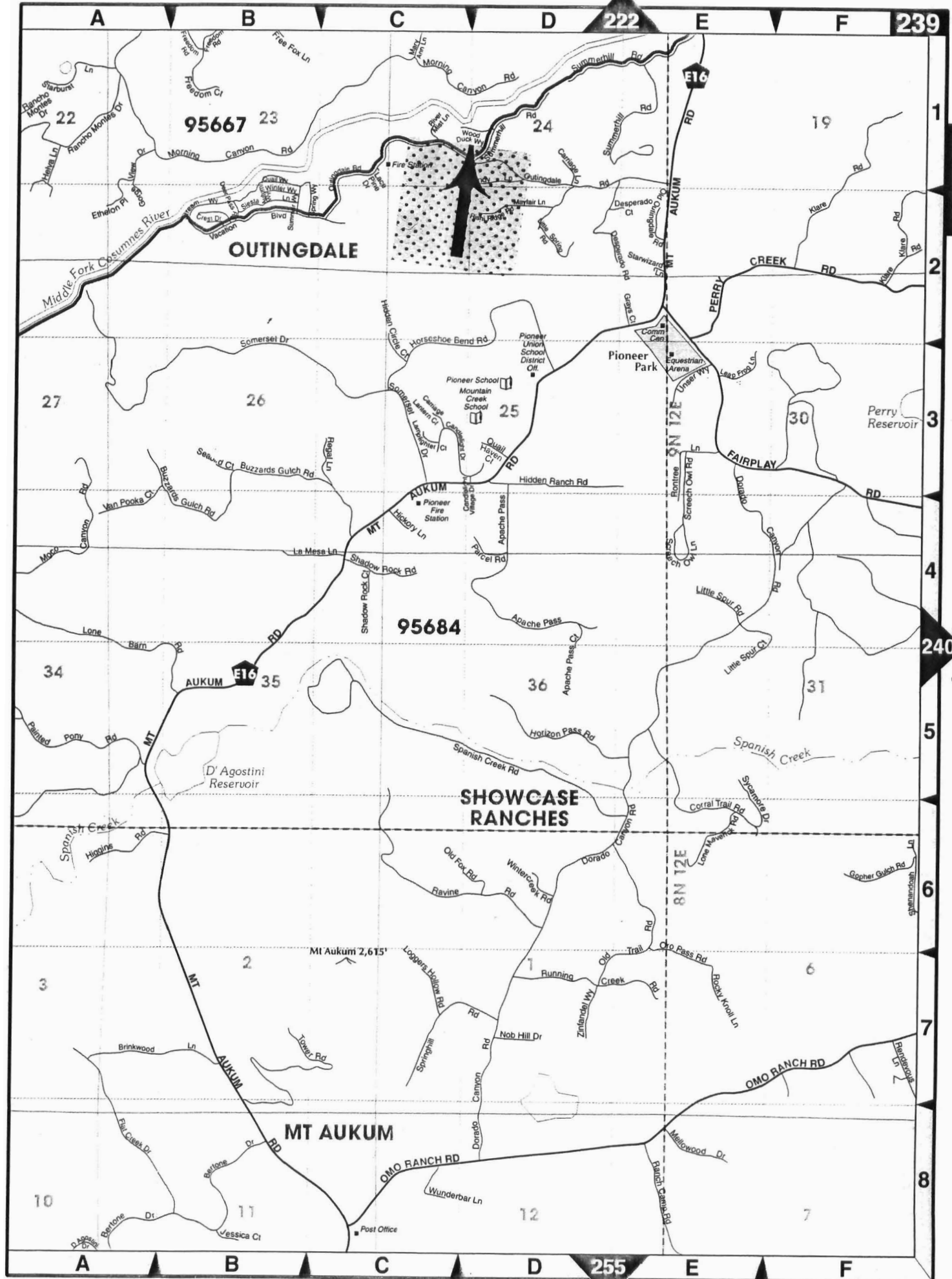
Sincerely,



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

RWS: PF/ dg

Attachment(s): Vicinity Map
Resolution
Irrevocable Offer of Dedication
Exhibits



EL DORADO

See Page



RESOLUTION NO. _____
OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO
Irrevocable Offer of Dedication #2006-21
PM #19/128, Parcel 1 and PM #8/3, Parcel C
Assessor's Parcel Numbers 046-431-07 and 046-431-08
Lawrence Loftis and Francesca Loftis

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, Lawrence Loftis and Francesca Loftis, are the legal owners of the properties identified as Assessor's Parcel Numbers 046-431-07 and 046-431-08, and are offering for dedication road right of way and public utilities easements, located along the centerline of Wood Duck Way, to the County of El Dorado; and

WHEREAS, said easements are 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: 046-431-07 & 046-431-08

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**


LAWRENCE LOFTIS and FRANCESCA LOFTIS, 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.

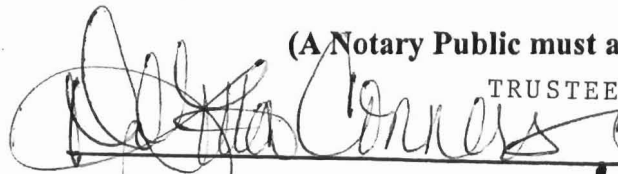
It is understood that this offer of dedication shall remain in effect and run with the land until such time as the County of El Dorado Board of Supervisors makes a finding of necessity for public purposes and accepts said offer by resolution.

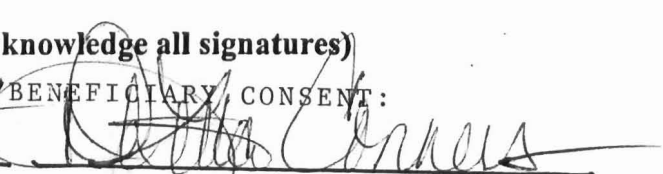
IN WITNESS WHEREOF, GRANTORS have hereunto subscribed their names this 25th day of August, 2006.

 GRANTORS
LAWRENCE LOFTIS


FRANCESCA LOFTIS

(A Notary Public must acknowledge all signatures)
TRUSTEE/BENEFICIARY CONSENT:

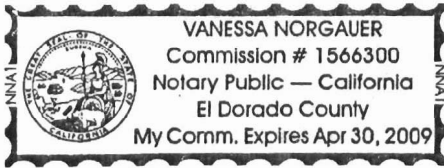

First Regional Bank CFB0!
Lawrence W. Loftis IRA #051182


First Regional Bank CFB0!
FRANCESCA A. LOFTIS IRA #051183

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California }
 County of El Dorado } ss.

On 8.31.06 before me, Vanessa Norgauer, notary public
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")
 personally appeared Laurence Loftis, Francesca Loftis
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.

Vanessa Norgauer
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: _____

Document Date: _____ Number of Pages: _____

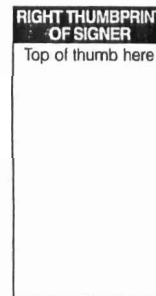
Signer(s) Other Than Named Above: _____

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: _____

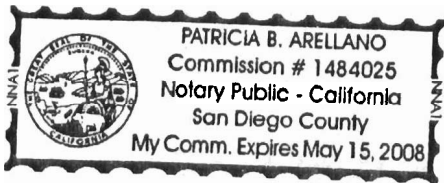


CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California }
County of San Diego } ss.

On August 25, 2006, before me, Patricia B. Arellano,
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")
personally appeared Deletta Connors,
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.

WI' ESS my hand and official seal.

Patricia B. Arellano
Signature of Notary Public

Place Notary Seal Above

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: _____

Document Date: _____ 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: _____

RIGHT THUMBPRINT
OF SIGNER

Top of thumb here

EXHIBIT "A"

All that certain real property situated in the unincorporated territory of the County of El Dorado, State of California, being a portion of the North half of Section 24, Township 9 North, Range 11 East, M.D.M., being more specifically portions of **Parcel C** of Book **8** of **Parcel Maps** at Page **3** and **Parcel 1** of Book **19** of **Parcel Maps** at Page **128**, both on file in the office of the El Dorado County Recorder, more particularly described as follows:

A strip of land the uniform width of (25') twenty-five feet, more particularly described as follows:

(1) As to Parcel C, P.M. 8-3:

The Southeasterly (25') twenty-five feet;

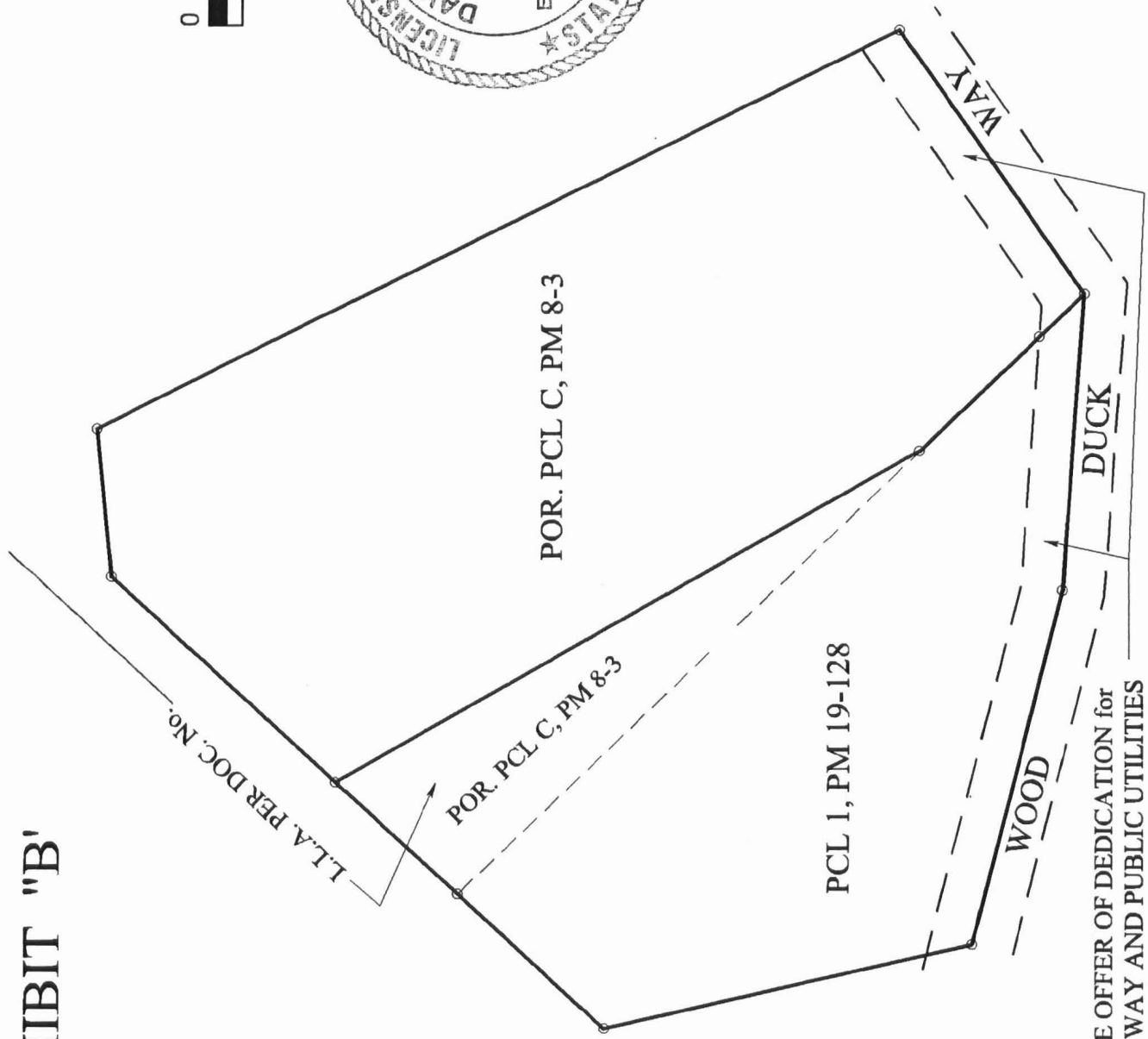
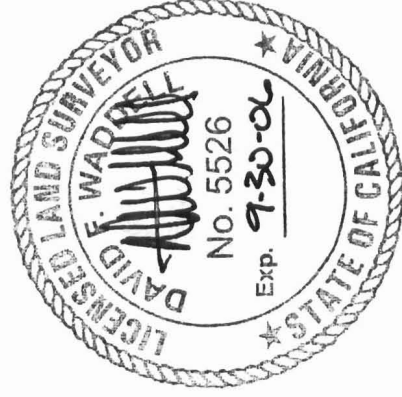
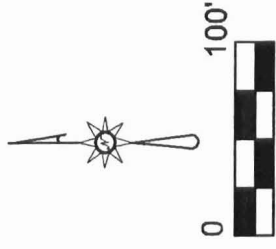
(2) As to Parcel 1, P.M. 19-128:

The Southwesterly (25') twenty-five feet.

The purpose of this description is to effect an "IRREVOCABLE OFFER OF DEDICATION for ROAD RIGHT OF WAY AND PUBLIC UTILITIES EASEMENT", as required by the conditional approval of BLA 06-0047 approved on July 6, 2006.



EXHIBIT "B"



25' IRREVOCABLE OFFER OF DEDICATION for ROAD RIGHT OF WAY AND PUBLIC UTILITIES EASEMENT.