



RESOLUTION No. 18-475

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION AUTHORIZING THE RELEASE AND QUITCLAIM OF REAL PROPERTY ON STATE HIGHWAY 174 (COLFAX HIGHWAY) TO THE STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION, APN'S 012-261-019 (4/5 AFFIRMATIVE VOTE REQUIRED)

WHEREAS, as part of the State of California, Department of Transportation's (Caltrans) State Route 174 Safety Improvement Project, Caltrans has reviewed right of way documentation for State Highway 174 (Colfax Highway) from post mile 2.7 to post mile 4.6 and has identified real property owned by the County on and adjacent to the highway; and

WHEREAS, Caltrans requests that the County quitclaim the real property to Caltrans; and

WHEREAS, Pursuant to California Government Code § 25365, the Board of Supervisors may, by a four-fifths vote, grant, convey, quitclaim, assign, or otherwise transfer to the State, any real property, or interest therein belonging to the County; and notice was published at least a week prior to this action; and

WHEREAS, for this particular request involving Assessor Parcel Number 012-261-019, "Subdivision Map Rollins Park-West" recorded August 23, 1974 in Book 5 of Subdivisions, Page 12, included an offer of dedication for right of way on and adjacent to State Highway 174 described as "For any and all public uses, all that portion of those certain strips of land shown and designated as "Greenhorn Picnic ground Access Road and the Colfax Highway" situated within the boundaries of this subdivision"; and

WHEREAS, the County of Nevada accepted the offer of dedication for any and all public uses as indicated on the map, see attached Exhibit A; and

WHEREAS, Caltrans has identified the "parcel" necessary for their project as 36824-3 and proposes to continue to use all of the right of way per attached Exhibit B.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the County of Nevada Board of Supervisors:

1. Declares that the above recitals are true and accurate.
2. Authorizes the Chairman of the Board of Supervisors to execute a quitclaim deed releasing and quitclaiming the above referenced offer of dedication to the State of California, Department of Transportation, attached as Exhibit C.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 25th day of September, 2018, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Hank Weston and Richard Anderson

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER
Clerk of the Board of Supervisors

By: 


Edward Scofield, Chair

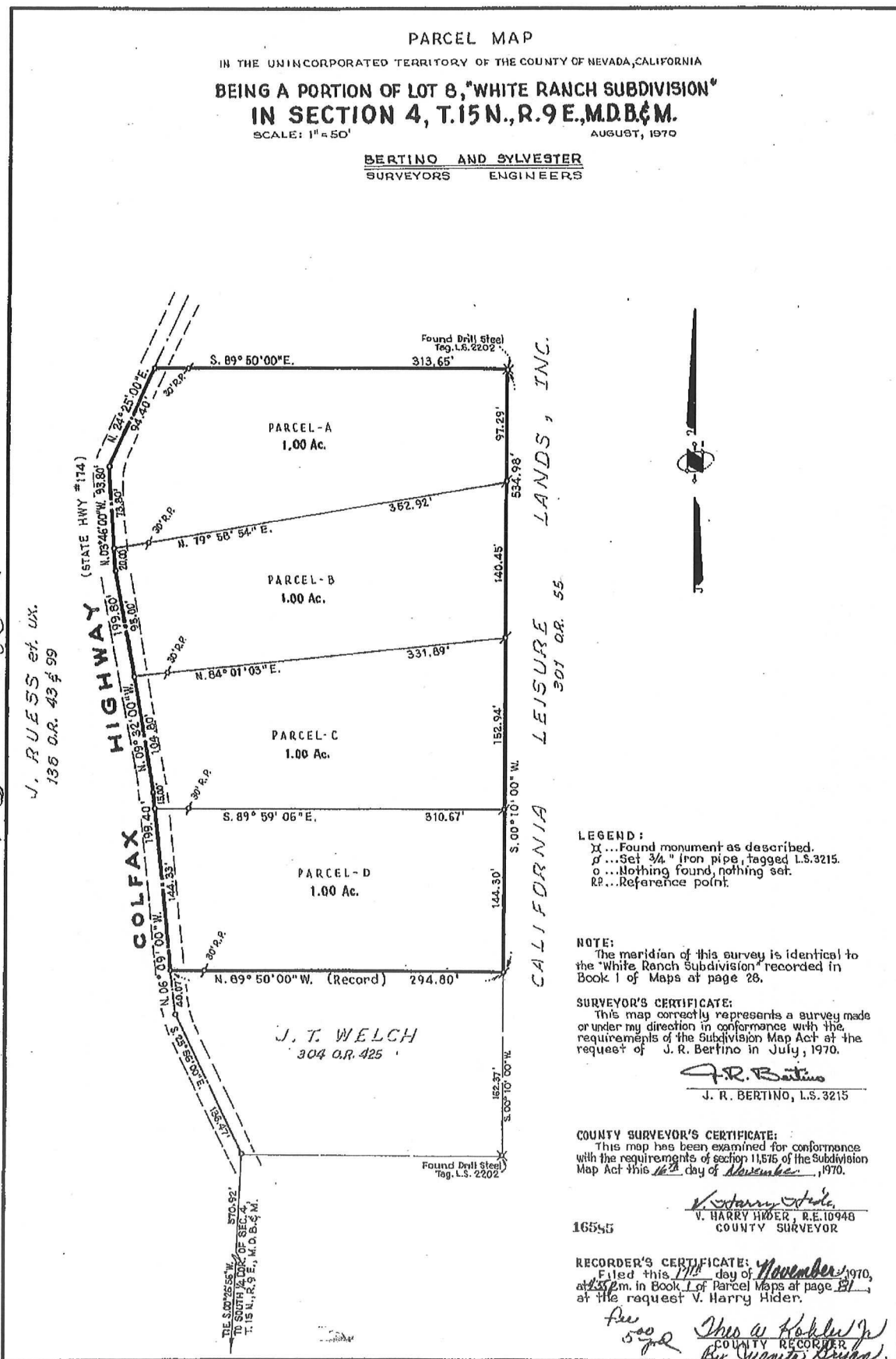
9/25/2018 cc: DPW*
AC* (HOLD)

11/02/2018 cc: DPW*
AC* (Release)

PM

Book 1 Pg 81

EXHIBIT A



BEING A RESUBDIVISION OF LOT 7 AND PORTIONS OF LOT 6 & 8 OF THE WHITE RANCH SUBDIVISION RECORDED IN BOOK 1 OF SUBD., PAGE 28

NEVADA COUNTY, CALIFORNIA

APRIL, 1974

CRANMER ENGINEERING, INC.
GRASS VALLEY, CALIFORNIA

All other things are covered under the provisions of the Income Tax Act. I do not intend to elaborate on this subject.

The lands area of land contained within the boundaries of this subdivision is 11,125.00 acres, more or less. The area of land contained within the lots numbered 1 to 20, including 100.00 acres, more or less. The area of land contained within the parcel lettered A, is 2.666 acres, more or less.

The signatures of owners of easements recorded in Book 90, Page 59, Book 93, Page 532 and Book 170, Page 225 of Official Records, and Book 86 of Deeds, Page 55 have been omitted under the provisions of Section 11557 (a) of the Subdivision Map Act, since said interests are such that they cannot ripen into fee titles, and said signatures are not required by the governing body.

1074. In witness whereof, I have hereunto set my hand this 22 day of July.

The Chicago Library certifies that Ms. A.9.2.16
title card #BX-124 was filed with this office, and that this map was
accepted for record, and recorded in Bk. I of Subdivisions, at Pg. 12, Document
No. 121, on August 23, 1874, at 10:30 AM.

County Recorder, Nevada County, Calif.

21. 21. 21.

SUBSEYOURS CERTIFICATE:
This final map of "ROLLINS PARK-WEST" represents a survey which is true and correct as shown, made by me at under my direction in conformance with the requirements of the SUBSEYOURS MAP ACT and local ordinances in April, 1974 and the monuments and the character and occupy the positions indicated and as shown are sufficient to enable the survey to be retraced.

This final map had been examined by me, and the subdivision as shown is substantially the same as it appeared on the tentative map and any approved alterations thereto, and provisions of the SUBDIVISION MAP ACT and any local ordinances applicable at the time of the approval of the tentative map have been complied with, and I am satisfied that this final map is technically correct. This 25-1-35

day of April, 1935.

Terrence E. Lowell, R.C.E. 13398
County Surveyor

THE PLANNING COMMISSION of the County of Nevada, State of California, does hereby recommend approval of this final map of ROLLINS PARK-WEST and does consent to the filing thereof. Dated , 197 .

Secretary

STATE OF CALIFORNIA } ss.
COUNTY OF NEVADA }

This is to certify that the BOARD OF SUPERVISORS of the County of Nevada, State of California, by a motion adopted at a meeting held on the 22 day of August, 1972, did approve for filing this map of ROLLING PARK WEST consisting of 6 sheets and accepted for public use items 1, 3 and 6 but differed acceptance of items 4 and 5. All provisions of the SUBDIVISION MAP ACT and local ordinances have been complied with regarding deposits this 22 day of August, 1972.

Chairman of the Board

Robert
Clerk of the Board

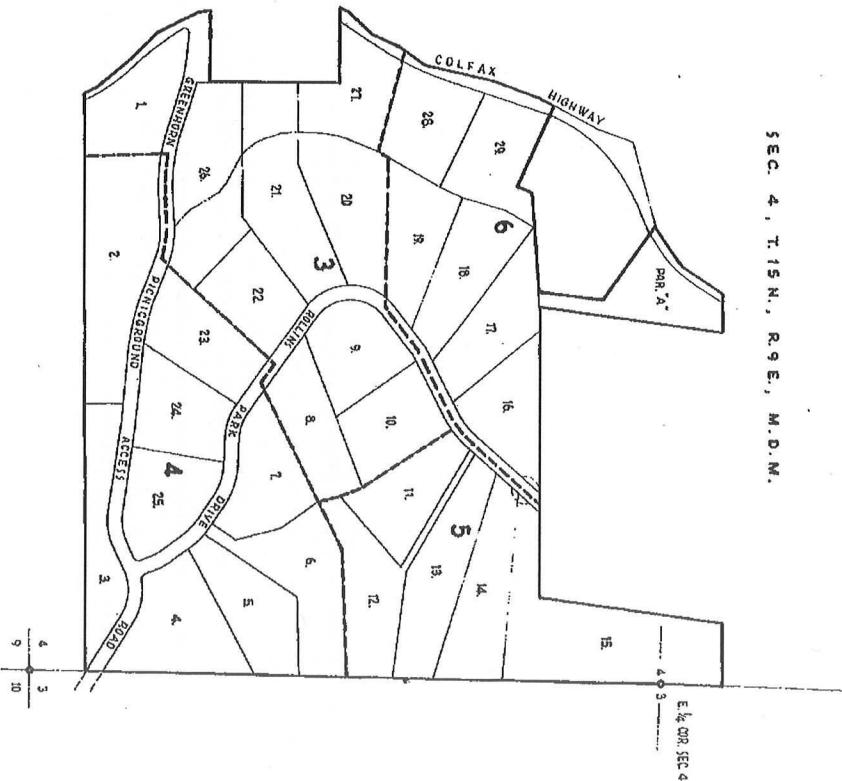
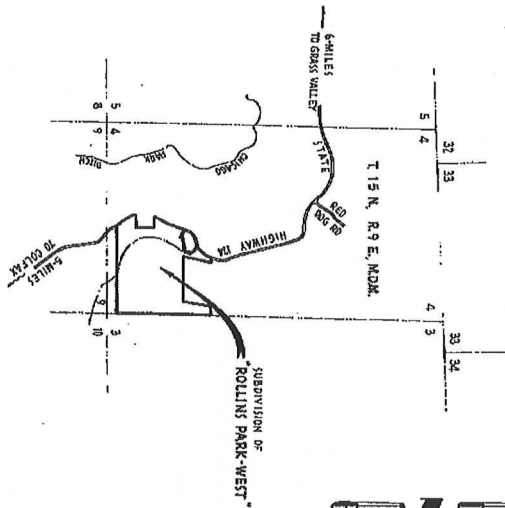
GRW.

F-7-6664

Sub 5

Rollins Park-West

BEING A REUBDIVISION OF LOT 7 AND PORTION OF LOT 6, 8 OF
THE WHITE RANCH SUBDIVISION RECORDED IN BOOK 1 OF SUBD, PAGE 28
BEING A PORTION OF
SECTION 4, T.15 N., R.9 E., M.D.M.
IN THE UNINCORPORATED TERRITORY OF
NEVADA COUNTY, CALIFORNIA
SCALE: 1" = 100'
APRIL, 1974
CRANMER ENGINEERING, INC.
GRASS VALLEY, CALIFORNIA





Rollins Park - West

BEING A REUDIVISION OF LOT 7 AND PORTION OF LOT 6, 8 OF
THE WHITE RANCH SUBDIVISION RECORDED IN BOOK 1 OF SUBD, PAGE 26
BEING A PORTION OF

SECTION 4, T.15N., R.9E., M.D.M.
IN THE UNINCORPORATED TERRITORY OF
NEVADA COUNTY, CALIFORNIA

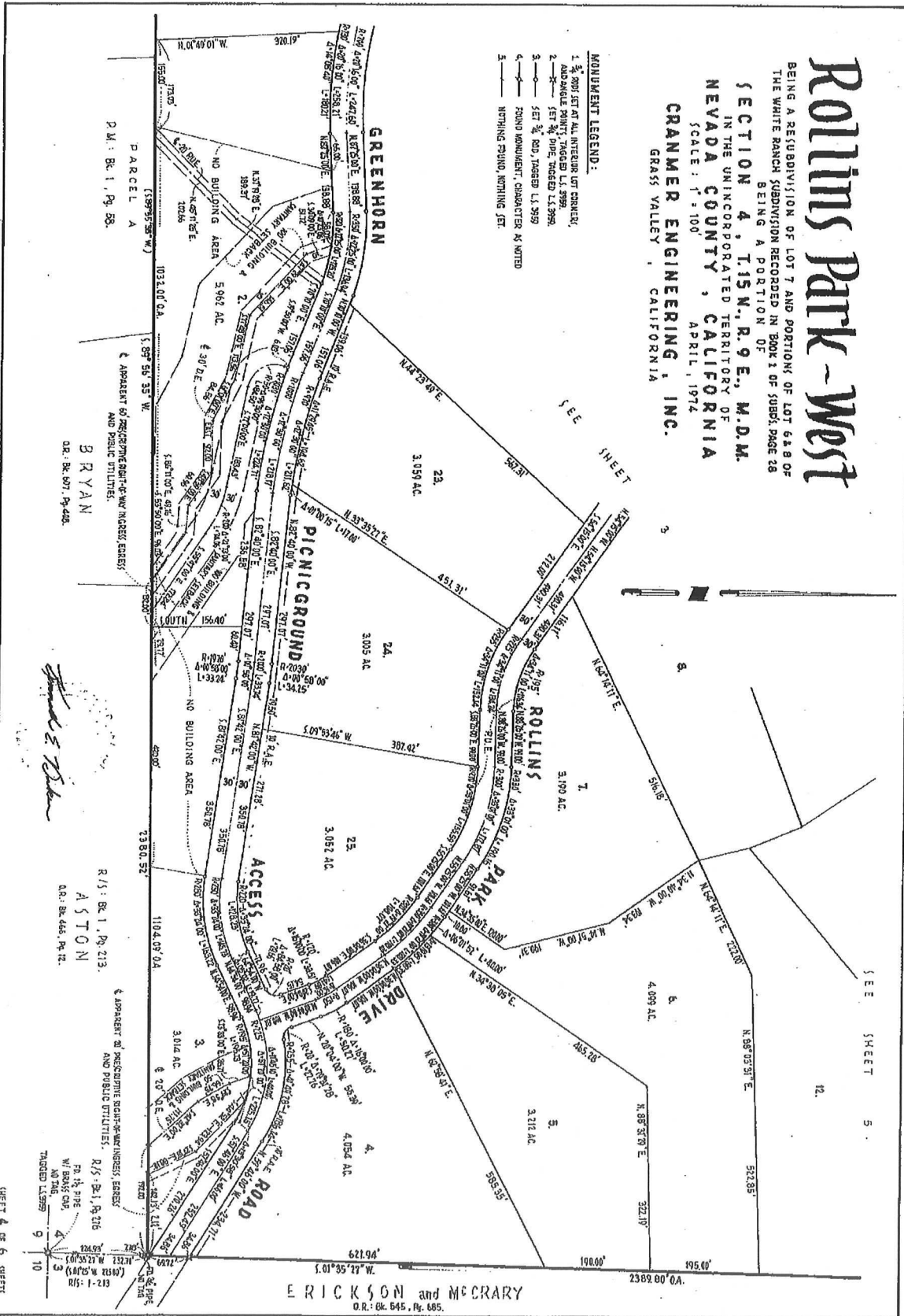
SCALE: 1" = 100'

APRIL, 1972

CRANMER ENGINEERING, INC.
GRASS VALLEY, CALIFORNIA

MONUMENT LEGEND:

1. 3/4" IRON SET AT ALL INTERIOR LOT CORNERS.
2. AND ANGLE POINTS, TAGGED L.S. 399.
3. SET 3/4" PIPE, TAGGED L.S. 399.
4. SET 3/4" IRON, TAGGED L.S. 399.
5. FOUND MONUMENT, CHARACTER AS NOTED
6. NOTHING FOUND, NOTHING SET.



ERICKSON and MCCRARY
O.R.: BK. 645, Pg. 685.



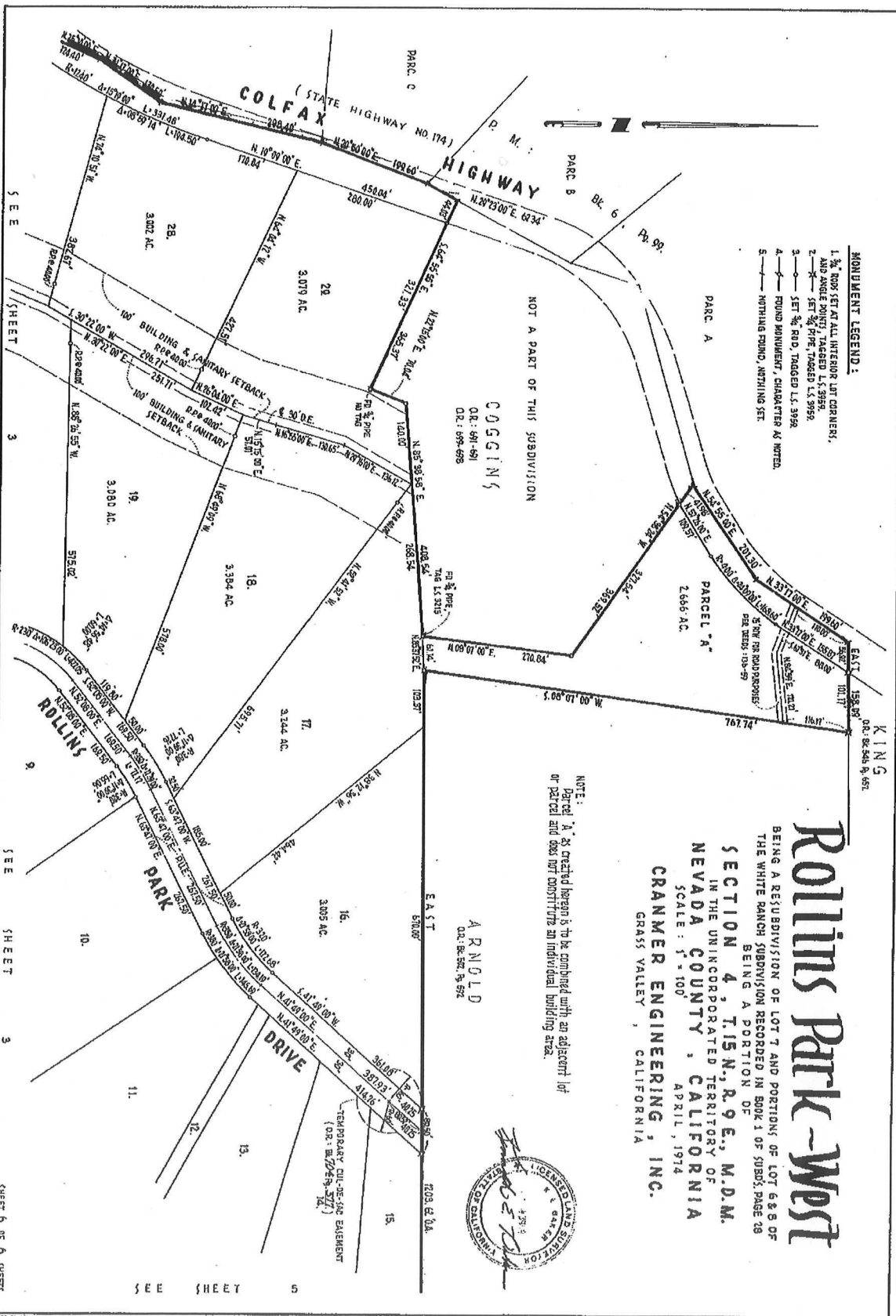


EXHIBIT B

12 PM 208

NOTE: The State of California or its officers or agents shall not be responsible for the accuracy or completeness of digital images of this map.

APN: 12-250-25
MARK & PATRICIA MECKLER

PARCEL 2

PARCEL 3

APN: 12-250-26
MICHAEL & NACY BEHR

"A" 216+43.01 EC

Existing R/W

Existing R/W

"A" 222+83.14 EC

"A" 223+73.76

PARCEL 1

Existing R/W

APN: 12-250-38
REGINALD & BETTY KING

56.92'(R)

199.60'(R)

41.98'(R)

109.57'(R)

155.87'(R)

201.30'(R)

Existing R/W

PROPOSED R/W

R=400'

$\Delta=24^{\circ}09'00''$

L=160.60'(R)

APN: 12-261-18
VICTORIA K LAKE
DINA MARIE JACOPI

APN: 12-261-19
ROBERT D COHELAN

PARCEL 4

5 SUB 12

APN: 12-261-20
WINGER MARK DDS INC

LOT 6

WHITE RANCH SUBDIVISION

<p>STATE OF CALIFORNIA CALIFORNIA STATE TRANSPORTATION AGENCY DEPARTMENT OF TRANSPORTATION</p>		<p>RIGHT OF WAY EXHIBIT CT PARCEL 036824-3</p>	
<p>NOTES</p> <p>Coordinates and bearings are on CCS 83 (epoch 2004.69) Zone 0402. Distances and stationing are grid distances. Divide by 0.99979 to obtain ground distances. All distances are in feet unless otherwise noted.</p>		<p>LEGEND</p> <p> BUILDING</p> <p> FENCE</p> <p> CT PARCEL NUMBER</p> <p>(R) RECORD MEASUREMENT</p>	
<p>DRAFTED BY: KWS</p> <p>DATE: 6/5/18</p>		<p>DISTRICT: 03</p> <p>COUNTY: NEVADA</p> <p>ROUTE: 174</p>	
<p>PORTION TO BE USED FOR HIGHWAY</p> <p>COUNTY DEDICATION ACCEPTED AUGUST 2, 1974 MAP 5 OF SUBDIVISIONS PAGE 12.</p>		<p>SHEET NO. 5</p> <p>TOTAL SHEETS 8</p>	



RECORDING REQUEST BY
AND WHEN RECORDED MAIL TO:

Name: Nevada County
Department of Public Works
Street Address: 950 Maidu Ave, Suite 170
City, State & Zip: Nevada City, Ca 95959

Nevada County Recorder
Gregory J. Diaz
Document#: 20180020234
Tuesday October 16 2018, at 11:27:45 AM
Paid: \$0.00
Recorded By: KP

Mail tax statements to the same address as above

Space above this line for Recorder's Use

QUITCLAIM DEED

District	County	Route	Postmile	Number
03	NEV	174	4.0	36824-3

County of Nevada, a municipal corporation organized and existing under and by virtue of the laws of the State of California, hereinafter called GRANTOR, hereby releases and quitclaims to the State of California, Department of Transportation, hereinafter called STATE, all that real property in the unincorporated portion of the County of Nevada, State of California, described as follows:

See Exhibit "A", attached.

Dated: 9/26/18

Document Fee \$ -0- ; No Apparent Value or Common Area
"No Fee Required" (Government Code Section 27383)

The undersigned grantor(s) declare(s):

Documentary transfer tax is \$ -0-

() computed on full value of property conveyed, or
() computed on full value less value of liens and
encumbrances remaining at time of sale

County of Nevada

Ed Scofield
Name: Ed Scofield

Title: Chair, Board of Supervisors

Name:

Title:

This is to certify that the State of California, acting by and through the Department of Transportation (according to Section 27281 of the Government Code), accepts for public purposes the real property described in this deed and consents to its recordation.

Dated 10/2/18

By LAURIE BERMAN

Director of Transportation

By Douglas Bortz

Attorney in Fact

DOUGLAS BORTZ

Senior Right of Way Agent
Project Coordination, Estimating &
Local Programs Branch
Marysville

Number

36824-3

EXHIBIT "A"

PARCEL 36824-3

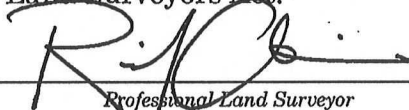
All that real property situated in the unincorporated portion of the County of Nevada, State of California, in Section 4, Township 15 North, Range 9 East, M.D.M., being all that portion of Colfax Highway offered for dedication and accepted by the Board of Supervisors of the County of Nevada as shown on that certain plat entitled "Rollins Park-West", filed in Book 5 of Subdivisions, at Page 12, Nevada County Records.

EXCEPTING THEREFROM all that portion lying southerly of that certain course along the southerly line of Parcel "A" and the northwesterly projection thereof, said certain course having a bearing and distance of "North 54°36'24" West 369.52 feet" as shown on said plat.

ALSO EXCEPTING THEREFROM all that portion lying northeasterly of that certain course along the northerly line of Parcel "A" and the westerly projection thereof, said certain course having a bearing and distance of "East" "158.09 feet" as shown on said plat.

This real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors Act.

Signature



Professional Land Surveyor

Date

08-10-18



CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)

County of Nevada)

On Oct. 15, 2018 before me, Cindy Hunt, notary public,
Date Here Insert Name and Title of the Officer

personally appeared Edward C. Scofield,
Name(s) of Signer(s)

who 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.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature Cindy Hunt
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Quitclaim Deed # 36824-3 Document Date: 9/26/18
 Number of Pages: 2 Signer(s) Other Than Named Above: Douglas Bortz

Capacity(ies) Claimed by Signer(s)

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

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