

## **RESOLUTION NO. 23-136**

### **RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS OF THE INTENT TO ABANDON THE REAL PROPERTY KNOWN AS THE MARIPOSA SWIMMING HOLE (APN 107-280-45) AND SET A PUBLIC HEARING FOR SEPTEMBER 26, 2023**

WHEREAS, Assessor's Parcel Number 107-280-45 was originally acquired by County of Mendocino pursuant to a Quitclaim Deed recorded October 31, 1974 in book 980 pages 478-480 of Official Records for "free recreational purposes"; and

WHEREAS, Parcel 107-280-45 is approximately 14,374 square feet, is located along Tomki Road, which connects to Fisher Lake Drive in the town of Redwood Valley; and

WHEREAS, Parcel 107-280-45 has never functioned as a formal County park; and

WHEREAS, Parcel 107-280-45 is not appropriate, convenient or necessary for park purposes, given its limited size and accessibility; and

WHEREAS, the General Services Agency Director recommends the abandonment.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors

1. Declares its intent to abandon Parcel 107-280-45 legally described in Exhibit A and depicted on Exhibit B, which exhibits are attached hereto and incorporated herein by this reference.
2. Declares that this abandonment proceeding is conducted pursuant to County Park Abandonment Law of 1959 (Section 25580 et seq. of the Government Code).

BE IT FURTHER RESOLVED that a public hearing on this matter will be held on September 26, 2023 at 9:00 a.m., or as soon thereafter as the item may be heard, in the Board of Supervisors Chambers, 501 Low Gap Road, Ukiah, California.

BE IT FURTHER RESOLVED that the Clerk of this Board is directed to publish this Resolution as notice of the time and place of hearing in accordance with Sections 6063 and 25584 of the Government Code, which required publications of this Resolution once a week for three successive weeks.

BE IT FURTHER RESOLVED that the General Services Agency Director is hereby directed to post not fewer than four copies of this Resolution as specified, in accordance with Government Code Section 25584.

The foregoing Resolution introduced by Supervisor Williams, seconded by Supervisor Haschak and carried this 25<sup>th</sup> day of July, 2023, by the following vote:

AYES: Supervisors McGourty, Mulheren, Haschak, Gjerde, and Williams  
NOES: None  
ABSENT: None

WHEREUPON, the Chair declared said Resolution adopted and SO ORDERED.

ATTEST: DARCIE ANTLE  
Clerk of the Board

  
\_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
CHRISTIAN M. CURTIS  
County Counsel

  
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GLENN MCGOURTY, Chair  
Mendocino County Board of Supervisors

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

BY: DARCIE ANTLE  
Clerk of the Board

  
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Deputy

## EXHIBIT A

### Legal Description

Facility: Mariposa Swimming Hole

Facility No.: 207

Parcel Number: 107-280-45

All that real property situate in Section 17, Township 17 North, Range 12 West, Mount Diablo Meridian, County of Mendocino, State of California, described as follows:

Beginning at the NW corner of lot 33, Mountain River Ranch Subdivision as shown on the map filed in Case 2, Drawer 18, Page 8, Official Records, Mendocino County, California; Thence along the North line of said Lot 33, S. 83° 42' 10" E. 131.93 feet to a ½" iron pin; thence leaving said N. line, N. 8° 40' 57" W., 120.81 feet to a ½" iron pin; thence N. 82° 22' 53" W., 113.47 feet to a point on the East line of Tomki Road; thence along said East line, S. 0° 12' 04" W., 120.00 feet to the point of beginning.

Subject to an easement for power lines and electric transmission facilities as granted to the Pacific Gas and Electric Co.

Upon condition that the said premises are kept open to the public for the purposes of free swimming, free wading, and related free recreational uses, in a clean, safe and sanitary manner and in compliance with all laws and governmental regulations applicable thereto, and that all reasonable precautions are taken to ensure that no firearms or open fires are permitted on said premises.

# EXHIBIT B

