RECOMMENDED ACTION AND JUSTIFICATION:

Resolution approving an Avigation and Hazard Easement with David and Sharon Moore in the amount of $68,200 contingent on receipt of technical information being provided by the Public Works Department.

No funds will be distributed until all of the technical information has been obtained from the Public Works Department.

A memo from the Public Works Director is attached explaining the necessity for this Avigation and Hazard Easement.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

<table>
<thead>
<tr>
<th>Financial Impact?</th>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
<tbody>
<tr>
<td>Budgeted in Current FY?</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>Partially Funded</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Amount in Budget</td>
<td>$</td>
<td></td>
</tr>
<tr>
<td>Additional Funding Needed</td>
<td>$</td>
<td></td>
</tr>
<tr>
<td>Source</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Internal Transfer</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Unanticipated Revenue</td>
<td>4/5's vote</td>
<td></td>
</tr>
<tr>
<td>Transfer Between Funds</td>
<td>4/5's vote</td>
<td></td>
</tr>
<tr>
<td>Contingency</td>
<td>4/5's vote</td>
<td></td>
</tr>
<tr>
<td>General</td>
<td>Other</td>
<td></td>
</tr>
</tbody>
</table>

CLERK'S USE ONLY:

Res. No.: 173, 437 Ord. No. 
Vote - Ayes: Noes: 
Absent: 
( ) Approved 
( ) Minute Order Attached ( ) No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office.

Date: 
Attest: MARGIE WILLIAMS, Clerk of the Board 
County of Mariposa, State of California 
By: 
Deputy

COUNTY ADMINISTRATIVE OFFICER:

( ) Requested Action Recommended 
( ) No Opinion 
Comments: 

CAO: 

Revised Dec. 2002
COUNTY of MARIPOSA
P.O. Box 784, Mariposa, CA 95338 (209) 966-3222
BOB PICKARD, CHAIR
GARRY R. PARKER, VICE-CHAIR
LEE STETSON
DOUG BALMAIN
JANET BIBBY
DISTRICT V
DISTRICT IV
DISTRICT I
DISTRICT II
DISTRICT III

MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: JEFF GREEN, County Counsel
FROM: MARGIE WILLIAMS, Clerk of the Board
SUBJECT: AVIGATION AND HAZARD EASEMENT WITH DAVID AND SHARON MOORE
Resolution No. 03-437

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on December 2, 2003

ACTION AND VOTE:

Jeff Green, County Counsel;
Adopt a Resolution Approving an Avigation and Hazard Easement with David and Sharon Moore in the Amount of $68,200 Contingent on Receipt of Technical Information Being Provided by the Public Works Department

BOARD ACTION: Discussion was held. Jeff Green recommended that the easement be approved conditioned upon receiving the technical information from Public Works; and he advised that no monies would be paid until the information is obtained and the agreement is complete. (M)Balmain, (S)Stetson, Res. 03-437 was adopted, as recommended by County Counsel. Don Starchman, Starchman Law Offices representing the Moore’s, asked if there could be a 45-day limit for Public Works to submit the information. The motion was amended, agreeable with the maker and second, directing that the information be submitted within 45 days/Ayes: Unanimous.

cc: Jim Petropulos, Public Works Director
    Ken Hawkins, Auditor
    Don Starchman
    File