

**DEPARTMENT:** County Counsel

**BY:** Thomas P. Guarino

**PHONE:** 966-3222

**RECOMMENDED ACTION AND JUSTIFICATION:**

Resolution approving the annual Mariposa County Pioneer Wagon Train event and the Pioneer Wagon Train Appreciation Dinner as County activities and further authorize the Chair to execute an Agreement with the 35-A District Agricultural Association and an Operating Plan & Special Use Permit with the Sierra National Forest.

Recommendation is for the Board to adopt this Resolution approving the Wagon Train event and the Wagon Train Appreciation Dinner as County activities and further authorize the Chairman to execute Agreements with the following individuals and entities/organizations:

- Operating Plan and Special Use Permit with the Sierra National Forest.
- Cedar Point Ranch – Overnight camp on June 7, 2007. (Agt. previously approved)
- Kiwanis Club (Darrah Schoolhouse site) – overnight camp on June 8, 2007. (Agt. approved for 6 consecutive years beginning June 2004).
- Sally M. Wallace (Macready Corners) – overnight camp on June 8, 2007.(Agt. Approved for 5 consecutive years beginning June 2007).
- 35-A District Agricultural Association – use of Building A, Building B, and parking lot on June 8 (set-up) and June 9 (event) 2007.

**BACKGROUND AND HISTORY OF BOARD ACTIONS:**

The Wagon Train event is an annual event that the Board has authorized as a County activity since its inception 31 years ago.

Financial Impact? ( ) Yes (X) No	Current FY Cost: \$	Annual Recurring Cost: \$
Budgeted In Current FY? ( ) Yes ( ) No ( ) Partially Funded		
Amount in Budget: \$ _____		List Attachments, number pages consecutively
Additional Funding Needed: \$ _____		_____
Source:		Cedar Point Ranch Agreement
Internal Transfer _____		Kiwanis Club Agreement
Unanticipated Revenue _____ 4/5's vote		Sally M. Wallace Agreement
Transfer Between Funds _____ 4/5's vote		Fairgrounds Agreement
Contingency _____ 4/5's vote		Forest Service Agreements
( ) General ( ) Other		_____

**CLERK'S USE ONLY:**

Res. No.: 07-202 Ord. No. \_\_\_\_\_  
 Vote - Ayes: 5 Noes: \_\_\_\_\_  
 Absent: \_\_\_\_\_  
 Approved  
 ( ) Minute Order Attached ( ) No Action Necessary

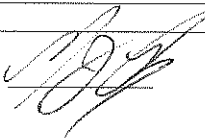
**COUNTY ADMINISTRATIVE OFFICER:**

Requested Action Recommended  
 No Opinion  
 Comments:  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

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

CAO: 



United States  
Department of  
Agriculture

Forest  
Service

Bass Lake  
Ranger  
District

57003 Road 225  
North Fork, CA 93643  
559 877-2218  
Fax 559 877-3108

File Code: 2720/149

Date: May 3, 2006

Mariposa County Pioneer Wagon Train  
C/O Ron Wilson  
P. O. Box 2046  
Mariposa, CA 95338

Dear Mr. Wilson:

Enclosed for your review and signature by the authorizing County official are two copies of a temporary Special Use Permit (SUP) for the Mariposa County sponsored Pioneer Wagon Trail recreational event you will be producing on the Bass Lake Ranger District, Sierra National Forest.

For us to be able to sign you SUP into effect, you must:

- Sign and return to our office, both copies of the enclosed SUP.
- Sign and return to our office, both copies of the enclosed operating plan.

Once the SUP is executed with my signature, a copy will be sent to you for your records. We have received a copy of your liability insurance certificate.

We received your request for a waiver of fees and it has been approved. No billing will be made for the 2007 event.

If you have any questions regarding this letter, the permit or the bill, please contact Michael Olwyler at (559) 877-2218 extension 3105 or Evelyn Howard at extension 3196. My staff and I will be happy to assist you.

Sincerely,

*David A. Smith*  
for

DAVID W. MARTIN  
District Ranger

Enclosures



## Agreement

This AGREEMENT, made this 18<sup>th</sup> day of Nov, 2003 between Olive Marie Pool, hereinafter referred to as "Pool" and the Mariposa County Pioneer Wagon Train, Inc., hereinafter referred to as "Wagon Train".

Pool is the Owner of certain real property located on Chowchilla Mountain Road, Commonly known as the "Cedar Point Ranch", Mariposa California.

Wagon Train wishes to use the property of Pool as an overnight stop for the Mariposa County Pioneer Wagon Train from Fishcamp to Mariposa on the second Thursday and Friday of June.

Pool agrees to permit such use for the next five (5) consecutive years, commencing on the date of this signed agreement.

Pool also has the right to revoke this agreement at any time.

Wagon accepts the premises "as is". Pool does not warrant the condition thereof.

In the event someone as a result of the Wagon Train's use of the premises brings suit, Wagon Train shall hold Pool harmless for defense of the action.

Pool

By Olive Marie Pool  
Olive Marie Pool

Mariposa County Pioneer Wagon Train, Inc.

By Ronald Wilson  
Ronald Wilson, Wagon Master

Approval:

By Bob Pickens  
Mariposa County Board of Supervisors

## Agreement

This AGREEMENT, made this \_\_\_\_ day of \_\_\_\_, 2004 between Kiwanis Club, hereinafter referred to as "Kiwanis" and the Mariposa County Pioneer Wagon Train, Inc., hereinafter referred to as "Wagon Train".

Kiwanis is the leasee of certain real property located at Triangle and Darrah Road, Commonly known as "Darrah School", Mariposa California.

Wagon Train wishes to use the property of Kiwanis as an overnight stop for the Mariposa County Pioneer Wagon Train from Fishcamp to Mariposa on the second Friday and Saturday of June.

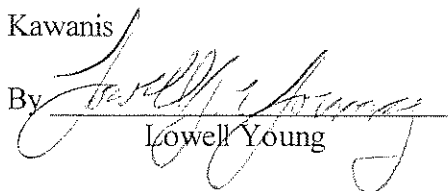
Kiwanis agrees to permit such use for the next five (5) consecutive years, commencing on the date of this signed agreement.

Wagon Train accepts the premises "as is". Kiwanis does not warrant the condition thereof.

In the event suit is brought by someone as a result of Wagon Train's use of the premises, Wagon Train shall hold Kiwanis harmless for defense of the action.

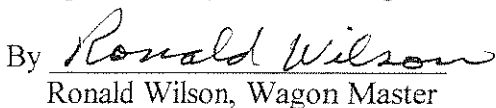
Kiwanis

By

  
Lowell Young

Mariposa County Pioneer Wagon Train, Inc.

By

  
Ronald Wilson, Wagon Master

Approval:

By

  
Mariposa County Board of Supervisors

Agreement

This AGREEMENT, made this 17th day of May, 2005 between Macready Ranch, hereafter referred to as "Macready" and the Mariposa County Pioneer Wagon Train, Inc., Hereinafter referred to as "Wagon Train".

Macready is the owner of certain real property located at Triangle and Darrah Road, Commonly known as "Macready Corners", Mariposa California.

Wagon Train wishes to use the property of Macready as an overnight stop for the Mariposa County Pioneer Wagon Train from Fishcamp to Mariposa on the second Friday and Saturday of June.

Macready agrees to permit such use for the next five (5) consecutive years, commencing on the date of this signed agreement.

Macready also has the right to revoke this agreement at any time.

Wagon Train accepts the premises "as is". Macready does not warrant the condition thereof.

In the event someone as a result of Wagon Train use of the premises brings suit, Wagon Train shall hold Macready harmless for defense of the action.

Macready Ranch, Inc.

By Sally M. Wallace  
Sally M. Wallace

By Jo-Anne M. Calhoun  
Jo-Anne M. Calhoun

Mariposa County Pioneer Wagon Train, Inc.

By Ronald Wilson  
Ronald Wilson

Approval:

By Bob Rickard  
Mariposa County Board of Supervisors