

DEPARTMENT: Public Works

By: Michael D. Edwards

Phone: 966-5356

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes No

Public Works recommends that the Board of Supervisors adopt this resolution,

1. Approving the FINAL MAP FOR HARRY KOBAYASHI ET. AL., Major Subdivision No. 9/27/90;
2. Accepting on behalf of the public, the dedications of public utility easements as shown on said map;
3. Rejecting without prejudice the dedication of public road easement, and;
4. Authorizing the Clerk of the Board to sign the map.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

State Law and County Code require approval of final maps by the Board of Supervisors. The Mariposa County Road Improvement and Circulation Policy spells out the criteria for acceptance or rejection of dedications; the recommendations contained herein conform to those policies.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

1. State Law requires that the Board approve the map if it conforms to the approved tentative map. The FINAL MAP FOR HARRY KOBAYASHI ET. AL. conforms to the tentative map approved by the Mariposa County Planning Commission on August 12, 1991.
2. The Board could reject the dedications of public utility easements; if so, no public utility easements would be created for future use.
3. The Board could accept the dedication of public road easement, however, since the road serves only the parcels created by this map, there is no need for public access.

<p>COSTS: (X) Not Applicable</p> <p>A. Budgeted current FY> \$ _____</p> <p>B. Total anticipated Costs> \$ _____</p> <p>C. Required additional funding> \$ _____</p> <p>D. Internal transfers> \$ _____</p> <p>COSTS: () 4/5th Vote Required</p> <p>A. Unanticipated revenues> \$ _____</p> <p>B. Reserve for contingencies> \$ _____</p> <p>C. Source description: > _____</p> <p>Balance in Reserve Contingencies, If Approved: \$ _____</p> <p>SPECIAL INSTRUCTIONS:</p>	<p>List the attachments and number the pages consecutively:</p> <p>1. Location Map (1 page) _____</p> <p>_____</p> <p>2. FINAL MAP FOR HARRY KOBAYASHI ET.AL. (2 pages) _____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p>
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CLERK'S USE ONLY

Res. No.: 95-415 Ord. No.: _____

Vote - Ayes: 4 Noes: _____

Absent: John Abstained: _____

Approved

Denied

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

By: _____


Deputy

ADMINISTRATIVE OFFICER'S RECOMMENDATION:

This item on agenda as:

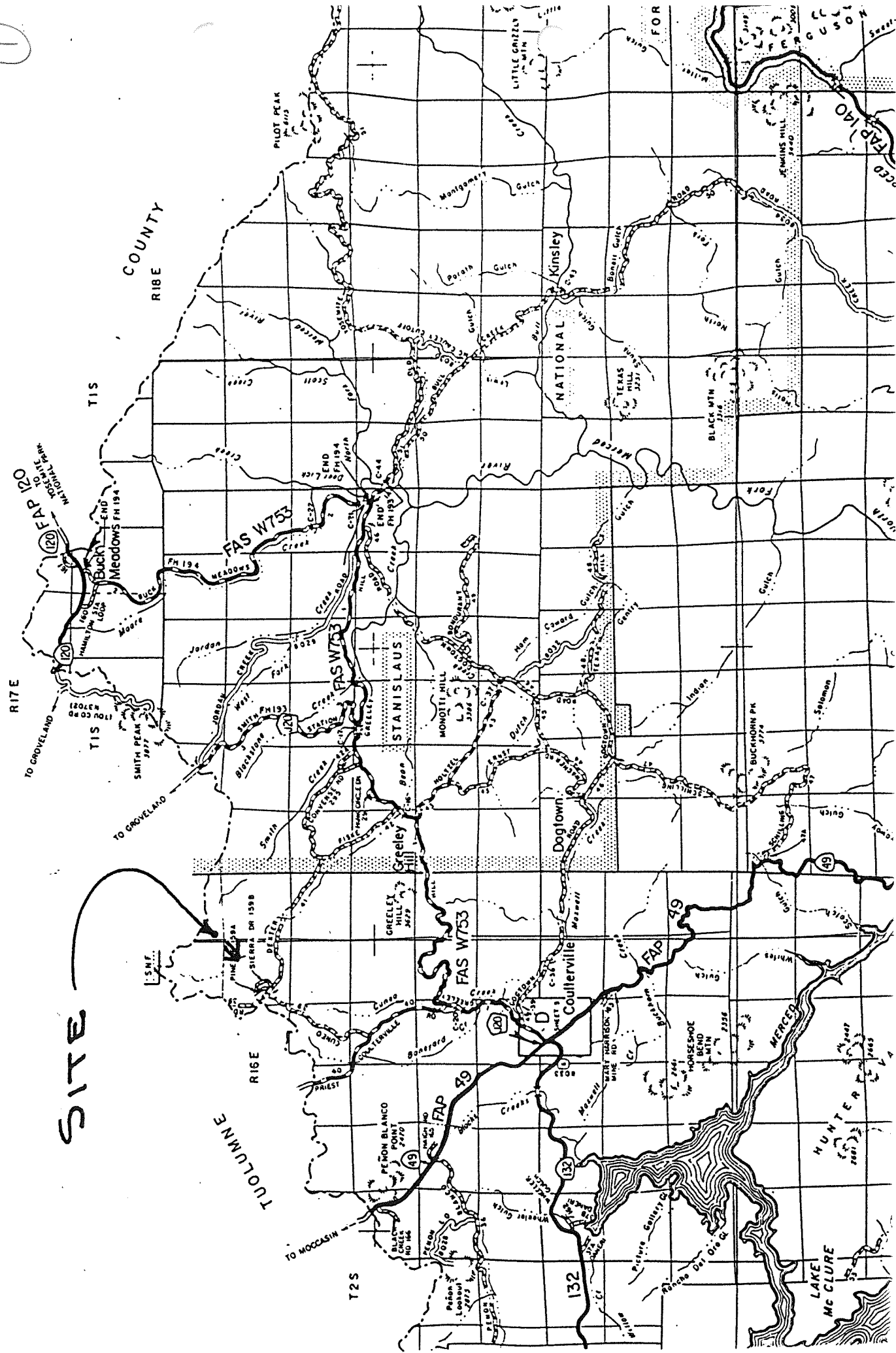
- Recommended
- Not Recommended
- For Policy Determination
- Submitted for Comment
- Returned for Further Action

Comment: _____

A.O. Initials: 

LOCATION MAP

(1)



FINAL MAP FOR HARRY KOBAYASHI, ET.AL.

CONSISTING OF TWO SHEETS AND BEING THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER AND A PORTION OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 11, TOWNSHIP 2 SOUTH, RANGE 16, W.D.B. & M. MARIPOSA COUNTY, CALIFORNIA.
SUBDIVIDED AREA- 43.14 ACRES
SCALE: 1"=100'

MARIPOSA COUNTY, CALIFORNIA
AUGUST, 1995

**NELSEN
ENGINEERING**
CIVIL ENGINEERING
SURVEYING
CONSTRUCTION
CUPERTINO, CA. (408) 257-6452



SCALE: 1" = 100'

LEGEND

- BOUNDARY OF LAND DIVISION
- EASEMENT LINE
- PROPERTY LINE
- LINE FOR CALCULATIONS ONLY
- SET 3/4 IN. DIA. IP TAGGED ROE 20597
- FOUND MONUMENT AS NOTED
- RECORDED DATA AS FOUND IN THE PERTINENT REFERENCE DOCUMENTS.
- MARIPOSA COUNTY RECORD

REFERENCE DOCUMENTS

- R1: PARCEL MAP, BOOK 3 OF PM, PAGE 15, M.C.R.
- R2: PARCEL MAP, BOOK 2 OF PM, PAGE 17, M.C.R.
- R3: GRANT DEED PER BOOK 139 OR PAGE 174, M.C.R.
- R4: GRANT DEED PER BOOK 248 OR PAGE 241, M.C.R.
- R5: GRANT DEED PER BOOK 248 OR PAGE 245, M.C.R.
- R6: ROAD MAINTENANCE AGREEMENT DOCUMENT NO. _____, M.C.R.
- R7: DECLARATION DOCUMENT NO. _____, M.C.R.
- R8: PARCEL MAP, BOOK 26 OF PM, PAGE 19, M.C.R.

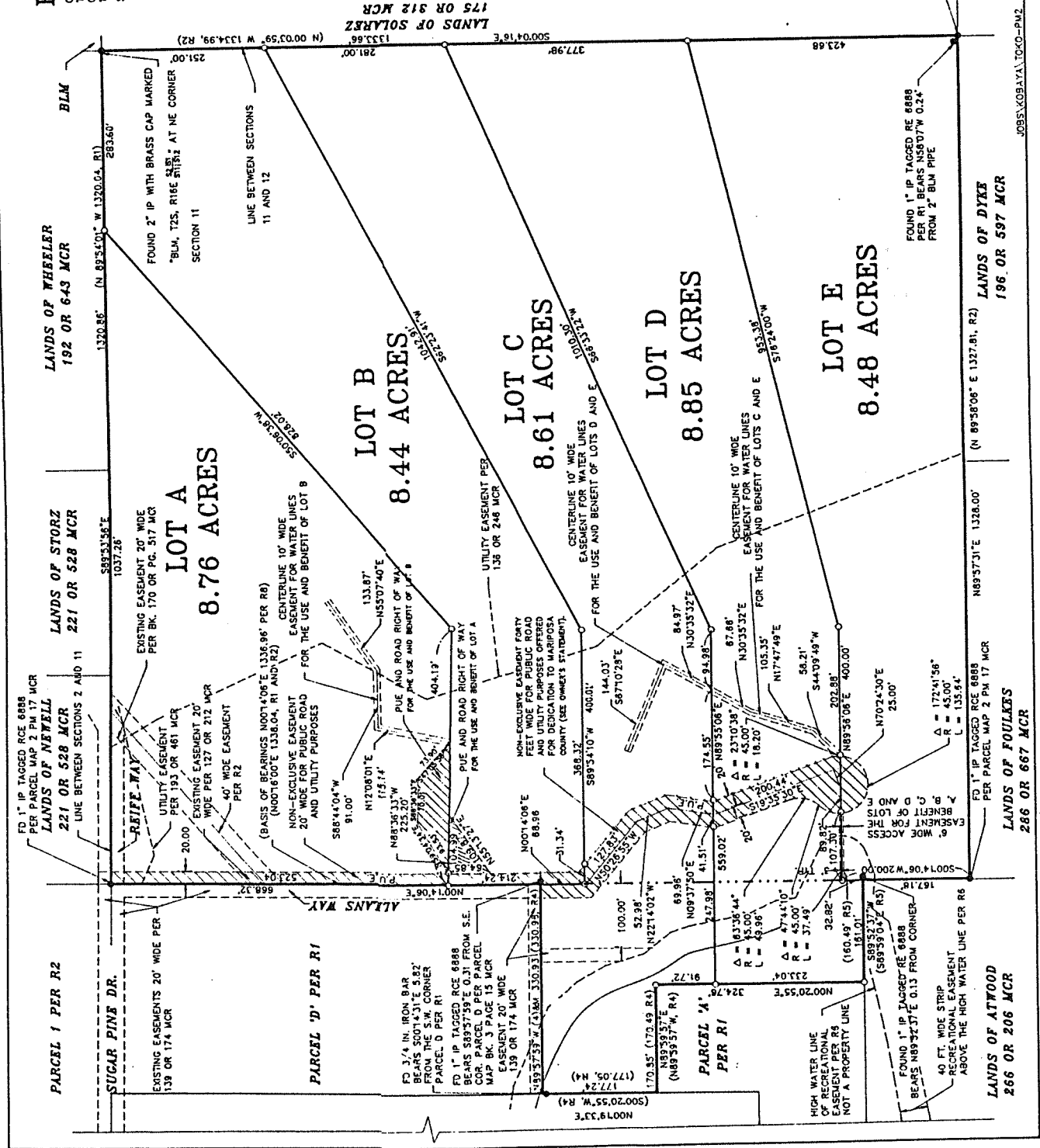
FOUND 2" IP WITH BRASS CAP MARKED "BLM, 1/16 CORNER"

LANDS OF DAVIS
DEED #936745 MCR

JOB NO. 401-89

SHEET 170 OF 170

2-1



LANDS OF DYER
196 OR 597 MCR

LANDS OF FOLKLES
266 OR 667 MCR

LANDS OF ATWOOD
266 OR 206 MCR

JOBS\KOBAYA\TOKO-PM2

FINAL MAP FOR HARRY KOBAYASHI, ET.AL.

CONSISTING OF TWO SHEETS AND BEING THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER AND A PORTION OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 11, TOWNSHIP 2 SOUTH, RANGE 16, M.D.B. & M. MARIPOSA COUNTY, CALIFORNIA.

MARIPOSA COUNTY, CALIFORNIA

AUGUST 1995

NELSEN ENGINEERING

CIVIL ENGINEERING
SURVEYING
CONSTRUCTION

CUPERTINO, CA.

(408) 257-6452

CLERK OF THE BOARD'S STATEMENT

I, MARIE WILLIAMS, CLERK OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MARIPOSA STATE OF CALIFORNIA, DO HEREBY STATE THAT THE ABOVE AND FOREGOING MAP WAS PREPARED AND SUBMITTED TO ME BY THE SURVEYOR AND THAT THE SURVEYOR HAS COMPLIED WITH THE REQUIREMENTS OF THE PUBLIC UTILITY LAWS AS PROVIDED BY LAW. A REGULAR MEETING THEREOF, HELD ON THE DAY OF _____, 19____, AND SAID BOARD OF SUPERVISORS THEREUPON, BY A MOTION DULY PASSED AND ADOPTED, HAS GRANTED A LICENSE TO THE PUBLIC UTILITIES AND DID NOT ACCEPT FOR PUBLIC USE AND MAINTENANCE THE DEDICATION OF ROAD RIGHT-OF-WAY ALONG ALLIANCE WAY AS SHOWN ON SAID MAP.

ACCEPTING BY THE COUNTY OF THE PUBLIC UTILITY LAWS DOES NOT IN ANY WAY OBLIGATE COUNTY FOR, NOR DOES COUNTY ASSUME ANY RESPONSIBILITY OR LIABILITY FOR THE COUNTY OF THE PUBLIC UTILITY LAWS. EXCEPT AS SOLELY FOR THE PURPOSE OF PERMITTING DEVELOPMENT OF UTILITIES AS NECESSARY WITHIN THE PUBLIC UTILITY LICENSED.

IN WITNESS WHEREOF, I HAVE HERETO SET MY HAND THIS _____ DAY OF _____, 19____.

CLERK OF THE BOARD OF SUPERVISORS OF
THE COUNTY OF MARIPOSA,
STATE OF CALIFORNIA.

BY: _____
CLERK OF THE BOARD

COUNTY SURVEYOR'S STATEMENT

COUNTY SURVEYOR OF MARIPOSA COUNTY, STATE OF CALIFORNIA, HEREBY STATE THAT I HAVE EXAMINED THE ABOVE AND FOREGOING MAP AND THAT ALL PROVISIONS OF THE STATE LAWS AND LOCAL ORDINANCES GOVERNING THE FILING OF SURVEYOR MAPS HAVE BEEN COMPLIED WITH, AND THAT I AM SATISFIED THAT THE SAME IS TECHNICALLY CORRECT.

DATE: _____, 19____
COUNTY SURVEYOR
CLERK OF REC'D NUMBER
EXPIRATION DATE

COUNTY RECORDER'S STATEMENT

FIELD THIS _____ DAY OF _____, 1995, AT _____, IN THE BOOK OF MAPS, AT PAGE _____ AT THE REQUEST OF HARRY KOBAYASHI.

FEES \$ _____
COUNTY RECORDER
BY: DEPUTY

BASIS OF BEARINGS

THE BASIS OF BEARINGS FOR THE SURVEY IS THE EAST LINE OF THE NORTHWEST 1/4 OF SECTION 11, TOWNSHIP 2 SOUTH, RANGE 16 EAST, M.D.B. & M. SHOWING AS N 001° 06' 4" E ON THE PARCEL MAP RECORDED IN BOOK 28 OF PARCEL MAPS AT PAGE 19, MARIPOSA COUNTY RECORDS.

ACKNOWLEDGMENT

STATE OF CALIFORNIA
COUNTY OF _____

ON _____, 19____, BEFORE ME, PERSONALLY APPEARED _____, OF _____, COUNTY AND STATE _____, WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT IS/ARE HIS/HER/THEIR OWN(S) AND THAT HE/SHE/HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT IS/ARE HIS/HER/THEIR OWN(S) AND THAT HE/SHE/HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT IS/ARE HIS/HER/THEIR OWN(S) AND THAT HE/SHE/HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT IS/ARE HIS/HER/THEIR OWN(S).

WITNESS MY HAND
SIGNATURE _____

PRINT NAME _____

NOTARY PUBLIC IN AND FOR SAID
COUNTY AND STATE _____
BY COMMISSION EXPIRES _____

ACKNOWLEDGMENT

STATE OF CALIFORNIA
COUNTY OF _____

ON _____, 19____, BEFORE ME, PERSONALLY APPEARED _____, OF _____, COUNTY AND STATE _____, WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT IS/ARE HIS/HER/THEIR OWN(S) AND THAT HE/SHE/HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT IS/ARE HIS/HER/THEIR OWN(S) AND THAT HE/SHE/HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT IS/ARE HIS/HER/THEIR OWN(S).

WITNESS MY HAND
SIGNATURE _____

PRINT NAME _____

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COUNTY AND STATE _____
BY COMMISSION EXPIRES _____

ACKNOWLEDGMENT

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COUNTY OF _____

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WITNESS MY HAND
SIGNATURE _____

PRINT NAME _____

NOTARY PUBLIC IN AND FOR SAID
COUNTY AND STATE _____
BY COMMISSION EXPIRES _____

CIVIL ENGINEER'S STATEMENT

THIS MAP TRULY AND CORRECTLY REPRESENTS A FIELD SURVEY MADE BY ME, OR UNDER MY DIRECTION, IN CONFORMANCE WITH THE REQUIREMENTS OF THE LAND SURVEYORS ACT AND LOCAL ORDINANCE. AT THE REQUEST OF HARRY KOBAYASHI, I HAVE REVIEWED THE INSTRUMENT AND THE CHARACTER SHOWN ON THIS MAP, OCCUPY THE POSITIONS INDICATED AND ONE OF US WILL BE SET ON OR BEFORE _____ AND THAT SAID MONUMENTS ARE SUFFICIENT TO DOUBLE THE SURVEY TO BE RETAINED.

MARIE L. NELSON, CIVIL ENGINEER
LICENSE NO. _____
EXPIRATION DATE: 8-30-97

ACKNOWLEDGMENT

STATE OF CALIFORNIA
COUNTY OF _____

ON _____, 19____, BEFORE ME, PERSONALLY APPEARED _____, OF _____, COUNTY AND STATE _____, WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT IS/ARE HIS/HER/THEIR OWN(S) AND THAT HE/SHE/HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT IS/ARE HIS/HER/THEIR OWN(S).

WITNESS MY HAND
SIGNATURE _____

PRINT NAME _____

NOTARY PUBLIC IN AND FOR SAID
COUNTY AND STATE _____
BY COMMISSION EXPIRES _____

ACKNOWLEDGMENT

STATE OF CALIFORNIA
COUNTY OF _____

ON _____, 19____, BEFORE ME, PERSONALLY APPEARED _____, OF _____, COUNTY AND STATE _____, WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT IS/ARE HIS/HER/THEIR OWN(S) AND THAT HE/SHE/HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT IS/ARE HIS/HER/THEIR OWN(S).

WITNESS MY HAND
SIGNATURE _____

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BY COMMISSION EXPIRES _____

ACKNOWLEDGMENT

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COUNTY OF _____

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BY COMMISSION EXPIRES _____

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COUNTY OF _____

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WITNESS MY HAND
SIGNATURE _____

PRINT NAME _____

NOTARY PUBLIC IN AND FOR SAID
COUNTY AND STATE _____
BY COMMISSION EXPIRES _____

OWNER'S STATEMENT

THE UNDERSIGNED, BEING THE PARTIES HAVING A RECORD TITLE INTEREST IN THE LAND AS PLOTTED BY THIS MAP, HEREBY CONSENT TO THE PREPARATION AND RECORDATION OF THIS MAP AND OFFER TO SIGN THE NECESSARY INSTRUMENTS, OVER, ON, ACROSS, AND UNDER THE STRIPS OF LAND DESIGNATED ON THIS MAP AS "ALLEY", TOGETHER WITH THE RIGHT TO TRAVEL AND/OR REMOVE NECESSARY TREES AND "BYPASS" WAY ALONG NON-COUNTY ROADS AS SHOWN ON THIS MAP AND SO WANTED AS OFFERED FOR DEDICATION. THESE OFFERS OF DEDICATION TO MARIPOSA COUNTY SHALL REMAIN UNTIL EITHER ACCEPTED OR REJECTED, IN WRITING BY MARIPOSA COUNTY.

AS OWNERS:

HARRY KOBAYASHI, AS TRUSTEE OF THE HARRY & K. JESSE KOBAYASHI REVOCABLE
LIVING TRUST DATED FEBRUARY 23, 1978.

K. JESSE KOBAYASHI, AS TRUSTEE OF THE HARRY & K. JESSE KOBAYASHI REVOCABLE
LIVING TRUST DATED FEBRUARY 23, 1978.

RICHARD H. BENTHIN, AS TRUSTEE OF THE RICHARD H. BENTHIN AND TREA H. BENTHIN
LIVING TRUST DATED MARCH 19, 1991.

TREA H. BENTHIN, AS TRUSTEE OF THE RICHARD H. BENTHIN AND TREA H. BENTHIN
LIVING TRUST DATED MARCH 19, 1991.

MICHAEL W. WALTER _____

DANNI ELAINE SHULER _____

THEODORE W. FAIRLEY _____

TRUSTEE'S STATEMENT

THE UNDERSIGNED, FIRST AMERICAN TITLE INSURANCE COMPANY, A CALIFORNIA CORPORATION, TRUSTEE UNDER A TRUST DEED RECORDED JANUARY 23, 1992 AS DOCUMENT NUMBER 92-0330 IN THE OFFICIAL RECORDS OF MARIPOSA COUNTY, DOES HEREBY CONSENT TO THE PREPARATION AND RECORDATION OF THE SAME.

(PRINT OR TYPE NAME)

ACKNOWLEDGMENT

STATE OF CALIFORNIA
COUNTY OF _____

ON _____, 19____, BEFORE ME, PERSONALLY APPEARED _____, OF _____, COUNTY AND STATE _____, WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT IS/ARE HIS/HER/THEIR OWN(S) AND THAT HE/SHE/HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT IS/ARE HIS/HER/THEIR OWN(S).

WITNESS MY HAND
SIGNATURE _____

PRINT NAME _____

NOTARY PUBLIC IN AND FOR SAID
COUNTY AND STATE _____
BY COMMISSION EXPIRES _____

ACKNOWLEDGMENT

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COUNTY OF _____

ON _____, 19____, BEFORE ME, PERSONALLY APPEARED _____, OF _____, COUNTY AND STATE _____, WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT IS/ARE HIS/HER/THEIR OWN(S) AND THAT HE/SHE/HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT IS/ARE HIS/HER/THEIR OWN(S).

WITNESS MY HAND
SIGNATURE _____

PRINT NAME _____

NOTARY PUBLIC IN AND FOR SAID
COUNTY AND STATE _____
BY COMMISSION EXPIRES _____

2-2