

Recording requested by:
Board of Supervisors

When Recorded return to:
PW&P

STOP #214
Development Services Division, Policy
Planning Unit, Attention:
Derek Chambers

This space for Recorder's use, only.

Resolution No. 19-068

RESOLUTION AUTHORIZING RESCISSION OF AGRICULTURAL LAND CONSERVATION
CONTRACT (ALCC) NOS. 3726 AND 8302 AND ENTRY INTO NEW AGRICULTURAL LAND
CONSERVATION CONTRACT NO. 8328

Recording Requested By &
When Recorded Return To:
Stop #214, Development
Services Division, Policy
Planning Unit, Attention:
Derek Chambers

BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF FRESNO
STATE OF CALIFORNIA

IN THE MATTER OF
AGRICULTURAL LAND
CONSERVATION CONTRACT

RESOLUTION AUTHORIZING
RESCISSION OF AGRICULTURAL LAND
CONSERVATION CONTRACT (ALCC) NOS.
3726 AND 8302 AND ENTRY INTO NEW
AGRICULTURAL LAND CONSERVATION
CONTRACT NO. 8328

WHEREAS, Agricultural Land Conservation Contract (ALCC) Nos. 3726 and 8302 were entered into between the County of Fresno and James Clark (ALCC No. 3726) and Kevin Clark and Nancy Clark (ALCC No. 8302), and succeeded to by Ceres Ranch No. 4 LLC, a California Limited Liability Company hereafter referred to as "Owner", and recorded February 18, 1971 as Instrument No. 12565, Book 5864, Pages 437 through 438 (ALCC No. 3726) and recorded August 5, 2013 as Instrument Number 2013-0109845 (ALCC No. 8302) in the Official Records of Fresno County, California; and

WHEREAS, Owner wishes to adjust boundaries between two existing parcels resulting in adjusted parcel sizes of 1.42 and 57.07 acres. The adjusted 57.07-acre parcel will be enrolled in new Agricultural Land Conservation Contract No. 8328; and

1 WHEREAS, The rescission of existing Agricultural Land Conservation Contract Nos. 3726 and
2 8302 and simultaneous execution of new Agricultural Land Conservation Contract No. 8328 is to
3 ensure the new contract reflects the acreage of the adjusted contracted parcel; and

4 WHEREAS, Section 51254 of the California Government Code provides a process where
5 parties may upon their mutual agreement rescind a contract in order to simultaneously enter into a
6 new contract which would enforceably restrict the same property for an initial term at least as long as
7 the unexpired term of the contract being so rescinded but no less than 10 years; and

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9 WHEREAS, This rescission and re-entry would result in rescission of existing Agricultural Land
10 Conservation Contract Nos. 3726 and 8302 and simultaneous entry into new Agricultural Land
11 Conservation Contract No. 8328.

12 NOW, THEREFORE IT IS HEREBY RESOLVED that the Board of Supervisors of the County of
13 Fresno approves rescission of Agricultural Land Conservation Contract Nos. 3726 and 8302, and the
14 simultaneous entry into Agricultural Land Conservation Contract No. 8328 and authorizes the Chairman
15 to execute said contract. The Clerk to the Board of Supervisors shall cause a certified copy of this
16 resolution to be recorded together with the executed Contract in the Office of the County Recorder for the
17 County of Fresno.
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1 THE FOREGOING, was passed and adopted by the following vote of the Board of
2 Supervisors of the County of Fresno this 26th day of February 2019, to-wit:

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4 AYES: Supervisors Magsig, Mendes, Pacheco, Quintero

5 NOES: None

6 ABSENT: None

7 ABSTAINED: None

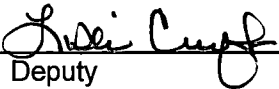
8 VACANT: District 2
9

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11 Nathan Magsig, Chairman of the Board of Supervisors
12 of the County of Fresno

13 **ATTEST:**

14 Bernice E. Seidel
15 Clerk of the Board of Supervisors
16 County of Fresno, State of California

17 By 
18 Deputy

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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 Fresno

On February 27, 2019 before me, Lisa K. Craft, Notary Public
(insert name and title of the officer)

personally appeared Nathan F. Maggio,
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 Lisa K. Craft (Seal)

