

Recording Requested by Fresno County Board of Supervisors

When recorded return to  
 Fresno County  
 Department of Public Works and Planning  
 Development Services and Capital Projects Division  
 Stop # 214  
 Attention Policy Planning Unit, **ALCC No. 8341**  
 Derek Chambers  
 No Recording Fee Pursuant to Government Code Section 27383

This Area for Recorder's Use Only

## RESCISSION AND SIMULTANEOUS ENTRY INTO NEW LAND CONSERVATION CONTRACT

Incorporating Board of Supervisors Resolution by reference

THIS LAND CONSERVATION CONTRACT IS MADE AND EXECUTED THIS 16th day of November, 2021 by and between Gonye Family Farms, LLC, a California Limited Liability Company, hereinafter referred to as "Landowner" and the COUNTY OF FRESNO, a political subdivision of the State of California, hereinafter referred to as "County".

### WITNESSETH:

WHEREAS, Landowner possesses certain real property located in the County of Fresno, State of California, hereinafter referred to as "the Subject Property," and more particularly described in Exhibit "A" attached hereto and by this reference incorporated herein; and

WHEREAS, the Subject Property is devoted to commercial agricultural use; and

WHEREAS, the Board of Supervisors by Resolution has agreed to the rescission and simultaneous entry, pursuant to Government Code Section 51257 to allow this Contract (ALCC Number 8341) to be entered **replacing and superceding as to the Subject Property ALCC Number 365** recorded February 27, 1969 as Instrument Number 13853, Book 5665, Pages 150 through 177 and **ALCC Number 1835** recorded February 26, 1970 as Instrument Number 13953, Book 5765, Pages 53 through 54 and **ALCC Number 1945** recorded February 26, 1970 as Instrument Number 13855, Book 5764, Pages 744 through 748 and **ALCC Number 1946** recorded February 26, 1970 as Instrument Number 13854, Book 5764, Pages 739 through 743 and **ALCC Number 4210** recorded February 26, 1971 as Instrument Number 15972, Book 5869, Pages 655 through 656 and **ALCC Number 4215** recorded February 25, 1971 as Instrument Number 15008, Book 5867, Pages 926 through 928 of the Official Records of Fresno County, California; and

WHEREAS; the Subject Property is located in an agricultural preserve heretofore established by the County and designated as the **Westside Number 103**.

NOW, THEREFORE, both Landowner and County, in consideration of the mutual promises, covenants and conditions to which reference is made herein and the substantial public benefits to be derived therefrom, do **hereby rescind the above-referenced Contracts as to the Subject Property** referenced above and further agree as follows:

FIRST: This is a new Contract between the Landowner and the County of Fresno. The Subject Property shall be subject to all restrictions and conditions of the Interim Guidelines adopted by Resolution by the Board of Supervisors of Fresno County, California on May 25, 2004, as well as the Williamson Act Permitted Uses, Compatible Uses, and Conditioned Compatible Uses adopted by Resolution by the Board of Supervisors of Fresno County, California on March 13, 2012, and IT IS MUTUALLY AGREED THAT the conditions and restrictions set forth in said Resolutions are adopted and incorporated herein and made a part hereof as fully as though set forth herein at length and that Landowner will observe and perform said provisions. This Contract will be subject to all ordinances adopted by the Board of Supervisors when the Contract is automatically renewed on January first of each year.

SECOND: The minimum acreage for new parcels described in Paragraph Seven of the Board of Supervisors' Resolution shall be 20 acres.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first hereinabove written.

**LANDOWNER**  
**Gonye Family Farms, LLC**

*Tom Coleman*  
Tom Coleman, Managing Member

285 W. Shaw, suite 207

Fresno, CA 93704

Mailing Address

**COUNTY OF FRESNO**

*Steve Brandau*  
Steve Brandau, Chairman of the Board of Supervisors of the County of Fresno

Please see CA ALC Attachment  
- GN

**ATTEST:**  
Bernice E. Seidel  
Clerk of the Board of Supervisors  
County of Fresno, State of California

By: *Deputy*  
Deputy

FOR ACCOUNTING USE ONLY:

ORG No.:  
Account No.:  
Requisition No.:

## 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)

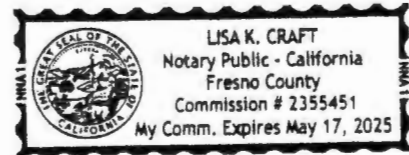
On November 17, 2021 before me, Lisa K. Craft Notary Public  
(insert name and title of the officer)

personally appeared Steve Brandon,  
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)



# CALIFORNIA ALL- PURPOSE CERTIFICATE OF 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 August 23, 2021 before me, Gabrielle Navarro, notary public,  
(Here insert name and title of the officer)

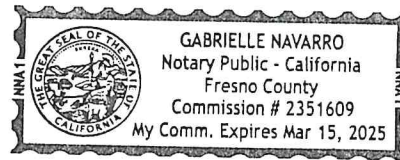
personally appeared Thomas Taylor Coleman,  
who proved to me on the basis of satisfactory evidence to be the person(s) whose  
name(s) is/are subscribed to the within instrument and acknowledged to me that  
he/she/they executed the same in his/her/their authorized capacity(ies), and that by  
his/her/their 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]  
Notary Public Signature

(Notary Public Seal)



## ADDITIONAL OPTIONAL INFORMATION

DESCRIPTION OF THE ATTACHED DOCUMENT  
Rescission and Simultaneous Entry into New land  
(Title or description of attached document)

conservation contract  
(Title or description of attached document continued)

Number of Pages 4 Document Date 08/23/2021

### CAPACITY CLAIMED BY THE SIGNER

- Individual (s)  
 Corporate Officer
- \_\_\_\_\_ (Title)
- Partner(s)  
 Attorney-in-Fact  
 Trustee(s)  
 Other \_\_\_\_\_

## INSTRUCTIONS FOR COMPLETING THIS FORM

*This form complies with current California statutes regarding notary wording and, if needed, should be completed and attached to the document. Acknowledgments from other states may be completed for documents being sent to that state so long as the wording does not require the California notary to violate California notary law.*

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. ~~he/she/they-~~ is /are ) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
  - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
  - ❖ Indicate title or type of attached document, number of pages and date.
  - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document with a staple.

GONYE FAMILY FARMS, LLC  
RESULTING

### EXHIBIT "A"

The land referred to herein below is situated in the County of Fresno, State of California, and is described as follows:

All that portion of Section 24, Township 17 South, Range 15 East, Mount Diablo Base and Meridian, being more particularly described as follows:

BEGINNING at the Northeast corner of Lot 8 of Home Acres Subdivision, on file in Book 4, Page 2 of Record of Surveys, Fresno County Records, said corner being a point on the North line of said Section 24 and being located N.89°46'40"W. a distance of 2642.25 feet more or less from the northeast corner of Section 24; thence S.00°46'19"W. along the east line of Lots 8, 25, 40, 57, 72, 89, 104 and 121, a distance of 5213.49 feet to the Northwest corner of that certain real property described in Document No. 27059, recorded in Book 5297 Page 747, Official Records Fresno County; thence along the northerly boundary thereof, S.87°31'33"E. a distance of 585.72 feet; thence along the northerly right of way of Mount Whitney Ave, S.89°38'21"E. a distance of 2048.82 feet to a point on the east line of said Section 24; thence along said east line, N.00°51'29"E. a distance of 5241.55 feet to the northeast corner thereof; thence along the north line of said Section, N.89°46'40"W. a distance of 2642.25 feet; to the POINT OF BEGINNING.

EXCEPTING THEREFROM Lots 82, 87, and 88 of said Home Acres Subdivision.

Containing 302.13 Acres More or Less

END OF DESCRIPTION

This description was prepared by me or under my direction.



Nicholas A. Vanlandingham  
Date January 10, 2020

