

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  
RLCC No. 1006  
Attention Policy Planning Unit,  
Derek Chambers

**No Recording Fee Pursuant to Government Code Section 27383**

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RESOLUTION APPROVING RESCISSION OF AGRICULTURAL LAND  
CONSERVATION CONTRACT NOS. 6393 AND 3825 AND  
SIMULTANEOUS ENTRY INTO NEW AGRICULTURAL LAND  
CONSERVATION CONTRACT NOS. 8333 AND 8334  
(RLCC NO. 1006)

*This page added to provide adequate space for the above information only.*  
(Government Code 27361.6)

1 Recording Requested By &  
 2 When Recorded Return To:  
 3 Stop #214, Development  
 4 Services and Capital Projects Division,  
 5 Policy Planning Unit, Attention:  
 6 Derek Chambers

7 BEFORE THE BOARD OF SUPERVISORS  
 8 OF THE COUNTY OF FRESNO  
 9 STATE OF CALIFORNIA

10  
 11  
 12 IN THE MATTER OF  
 13 AGRICULTURAL LAND  
 14 CONSERVATION CONTRACT

RESOLUTION AUTHORIZING  
 RESCISSION OF AGRICULTURAL LAND  
 CONSERVATION CONTRACT (ALCC) NOS.  
 6393 AND 3825 AND ENTRY INTO NEW  
 AGRICULTURAL LAND CONSERVATION  
 CONTRACT NOS. 8333 AND 8334

15 WHEREAS, Agricultural Land Conservation Contract (ALCC) No. 6393 was entered  
 16 into between the County of Fresno and Ernest C. Mendes and Leslie A. Mendes, Trustees of  
 17 The Ernest and Leslie Mendes Living Trust created under Declaration of Trust dated November  
 18 20, 2013, hereafter referred to as "Owner", and recorded February 16, 1978 as Instrument  
 19 Number 17394, Book 6973, Pages 250 through 252 in the Official Records of Fresno County,  
 20 California; and ALCC No. 3825 was entered into between the County of Fresno and Freitas  
 21 Farms I, a California General Partnership, and Westside Ranch, a California General  
 22 Partnership, hereafter referred to as "Owner", and recorded February 25, 1971 as Instrument  
 23 Number 14923, Book 5867, Pages 689 through 695 in the Official Records of Fresno County,  
 24 California; and

25 WHEREAS, Owners proposed adjusting parcel lines between a 153.9-acre parcel and a  
 26 158.19-acre parcel resulting in an adjusted 155.75-acre parcel and an adjusted 156.34-acre  
 27 parcel. The rescission of existing Agricultural Land Conservation Contract Nos. 6393 and 3825  
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1 and simultaneous execution of new Agricultural Land Conservation Contract Nos. 8333 and  
2 8334 is required to ensure the new contracts reflect the acreage of adjusted parcels; and

3 WHEREAS, Section 51257 of the California Government Code provides a process  
4 where parties may upon their mutual agreement rescind a contract in order to simultaneously  
5 enter into a new contract which would enforceably restrict the same property for an initial term  
6 at least as long as the unexpired term of the contract being so rescinded but no less than 10  
7 years; and

8 WHEREAS, This rescission and re-entry would result in rescission of existing  
9 Agricultural Land Conservation Contract Nos. 6393 and 3825 and simultaneous entry into new  
10 Agricultural Land Conservation Contract Nos. 8333 and 8334.

11 NOW, THEREFORE IT IS HEREBY RESOLVED that the Board of Supervisors of the  
12 County of Fresno approves rescission of Agricultural Land Conservation Contract Nos. 6393  
13 and 3825, and the simultaneous entry into Agricultural Land Conservation Contract Nos. 8333  
14 and 8334, based on its ability to make the seven findings listed under Government Code  
15 Section 51257, and authorizes the Vice-Chairman to execute said contracts. The Clerk of the  
16 Board of Supervisors shall cause a certified copy of this resolution to be recorded together with  
17 the executed Contracts in the Office of the County Recorder for the County of Fresno.

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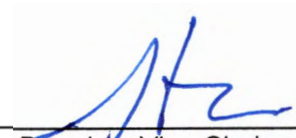
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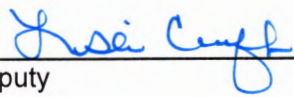
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THE FOREGOING, was passed and adopted by the following vote of the Board of Supervisors of the County of Fresno this 12th day of May 2020, to wit:

AYES: Supervisors Brandau, Magsig, Pacheco, Quintero  
NOES: None  
ABSENT: None  
ABSTAINED: None  
RECUSED: Supervisor Mendes

  
\_\_\_\_\_  
Steve Brandau, Vice-Chairman of the Board of Supervisors of the County of Fresno

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

By   
\_\_\_\_\_  
Deputy

DC:MK:cwm  
G:\4360Devs&Pin\ADMIN\BOARD\Board Items\2020-2029\2020\5-12-20\Mendes RLCC 1006\RLCC 1006 Resolution.doc

# 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 May 13, 2020 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)

