



RESOLUTION NO. 2021-06

OF THE BOARD OF DIRECTORS OF THE NEVADA IRRIGATION DISTRICT

ABANDONMENT OF A PORTION OF THE NEWTOWN CANAL

WHEREAS, the Nevada Irrigation District ("District") owns and operates the Newtown Canal raw water facility.

WHEREAS, in approximately 2017, the District relocated and encased a portion of the Newtown Canal within the right-of-way of the County of Nevada, as further described and depicted in Exhibit 1 hereto; and

WHEREAS, in Resolution No. 2017-12, the District's Board of Directors adopted a Resolution of Intention to Abandon Portion of Newtown Canal, pursuant to which the District indicated its intent to abandon that portion of the Newtown Canal which had been relocated and encased; and

WHEREAS, Resolution No. 2017-12 committed the District to abandon the identified portion of the Newtown Canal in accordance with the mitigations, outlines, and standards listed in the California Environmental Quality Act ("CEQA") Environmental Impact Report issued for the Newtown Canal Encasement Project; and

WHEREAS, Resolution No. 2017-12 offered identified property owners the option to either have the District fill-in the abandoned portions of the Canal, or to leave the abandoned portion of the Canal as-is, and required landowners to make such election within 60 days of the date of the Resolution; and

WHEREAS, the 60 day period described in Resolution No. 2017-12 has since expired, and the District has complied with all of its obligations under Resolution No. 2017-12.

NOW, THEREFORE, BE IT RESOLVED that:

1. The District has satisfied its obligations to identified landowners pursuant to Resolution No. 2017-12.
2. The portion of the Newtown Canal identified in Resolution No. 2017-12, which was relocated and encased pursuant to the Newtown Canal Encasement Project and identified in Exhibit 1 hereto, together with the District's interests in land and rights of way related thereto, are no longer used or useful to the District in the fulfillment of its duties or obligations.


3. The President and Secretary of the Board of Directors are hereby authorized to grant Easement Quitclaim Deeds transferring, quitclaiming, and conveying all of Nevada Irrigation District's right, title, and interest in and to said lands to the respective property owners of Nevada County Assessor Parcel Numbers: 004-490-008, 004-490-009, 004-131-019, 004-131-031, 004-131-032, 004-131-042, and 004-131-075. Drafts of said Quitclaim Deeds are attached hereto as Exhibits 2 - 8.

4. District Staff shall be authorized and directed to take all actions consistent with the direction provided herein to implement this Resolution, including without limitation, recording fully executed copies of said Quitclaim Deeds in the Official Records of Nevada County.

* * * * *

PASSED AND ADOPTED by the Board of Directors of the Nevada Irrigation District at a regular meeting held on the 10th day of March, 2021, by the following vote:

| | |
|------------------|--|
| AYES: | Directors: Heck, Hull, Johansen, Peters, Bierwagen |
| NOES: | Directors: None |
| ABSENT: | Directors: None |
| ABSTAINS: | Directors: None |

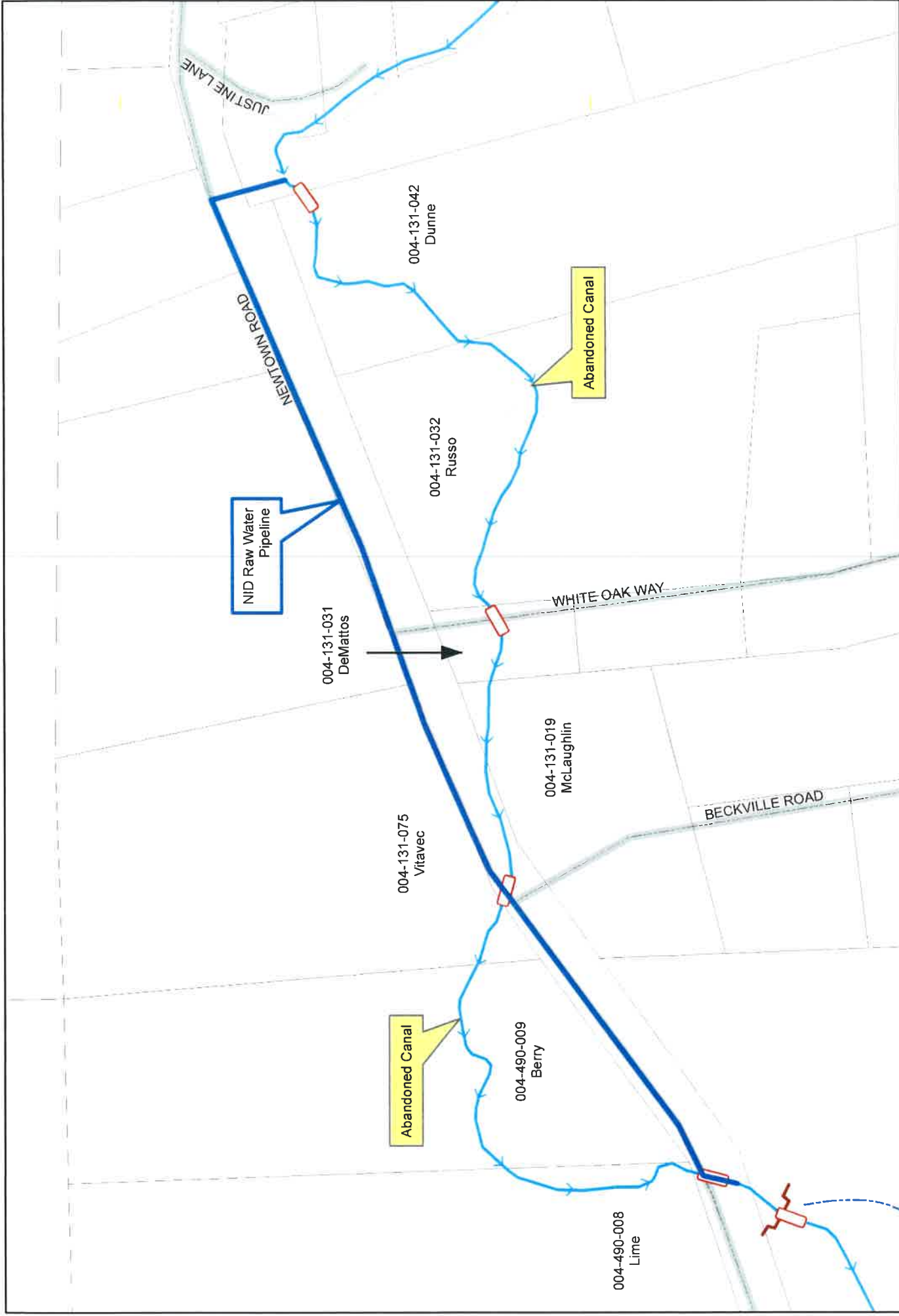


President of the Board of Directors

Attest:



Secretary to the Board of Directors



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NEVADA IRRIGATION DISTRICT
 NEVADA COUNTY - PLACER COUNTY
 GRASS VALLEY, CALIFORNIA

EXHIBIT 1 - RESOLUTION NO. 2021-06
ABANDONMENT OF PORTION OF NEWTOWN CANAL

Drawn By: D. HUNT

Date: 3/1/2021

Scale: NO SCALE

Sheet: 1 of 1

EXHIBITS 2 - 8
Easement Quitclaim Deeds

RECORDING REQUESTED BY:

NEVADA IRRIGATION DISTRICT

WHEN RECORDED MAIL TO:

Nevada Irrigation District
1036 W. Main Street
Grass Valley CA 95945-5424

Nevada County APN: 004-131-019

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Documentary Transfer Tax: \$ _____
() Computed on full value of property conveyed
() Unincorporated area () City of _____

Signature of Agent Determining Tax

EASEMENT QUITCLAIM DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged the **NEVADA IRRIGATION DISTRICT**, an irrigation district duly organized and existing under and by virtue of the laws of the State of California does hereby remise, release and forever Quitclaim to

MICHAEL W. MC LAUGHLIN and HEATHER A. MC LAUGHLIN, husband and wife as joint tenants

the following described easement in the unincorporated area, County of Nevada, State of California:

All right, title, and interest in and to those certain easements recorded on December 9, 2013 in Document Numbers 2013-0032162 and 2013-0032163, Nevada County Records.

CERTIFICATION BY NEVADA IRRIGATION DISTRICT

This is to certify that the Quitclaim of interest conveyed by this document is hereby executed pursuant to Resolution No. 2021-06 of the Board of Directors of the Nevada Irrigation District adopted on March 10, 2021.

Date: _____

Chris Bierwagen, Board President

Date: _____

Kris Stepanian, Board Secretary

RECORDING REQUESTED BY:

NEVADA IRRIGATION DISTRICT

WHEN RECORDED MAIL TO:

Nevada Irrigation District
1036 W. Main Street
Grass Valley CA 95945-5424

Nevada County APN: 004-131-031

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Documentary Transfer Tax: \$ _____
() Computed on full value of property conveyed
() Unincorporated area () City of _____

Signature of Agent Determining Tax

EASEMENT QUITCLAIM DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged the **NEVADA IRRIGATION DISTRICT**, an irrigation district duly organized and existing under and by virtue of the laws of the State of California does hereby remise, release and forever Quitclaim to

SHARON J. DE MATTOS, an unmarried woman

the following described easement in the unincorporated area, County of Nevada, State of California:

All right, title, and interest in and to those certain easements recorded on April 3, 2014 in Document Numbers 2014-0006067 and 2014-0006068, Nevada County Records.

CERTIFICATION BY NEVADA IRRIGATION DISTRICT

This is to certify that the Quitclaim of interest conveyed by this document is hereby executed pursuant to Resolution No. 2021-06 of the Board of Directors of the Nevada Irrigation District adopted on March 10, 2021.

Date: _____

Chris Bierwagen, Board President

Date: _____

Kris Stepanian, Board Secretary

RECORDING REQUESTED BY:

NEVADA IRRIGATION DISTRICT

WHEN RECORDED MAIL TO:

Nevada Irrigation District
1036 W. Main Street
Grass Valley CA 95945-5424

Nevada County APN: 004-131-032

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Documentary Transfer Tax: \$ _____
() Computed on full value of property conveyed
() Unincorporated area () City of _____

Signature of Agent Determining Tax

EASEMENT QUITCLAIM DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged the **NEVADA IRRIGATION DISTRICT**, an irrigation district duly organized and existing under and by virtue of the laws of the State of California does hereby remise, release and forever Quitclaim to

DAVID P. RUSSO and KELLY J. RUSSO, Trustees of the David and Kelly Russo 2017 Trust dated November 7, 2017

the following described easement in the unincorporated area, County of Nevada, State of California:

All right, title, and interest in and to that certain easement recorded on February 24, 1984 in Document Number 84-04370, Nevada County Records.

CERTIFICATION BY NEVADA IRRIGATION DISTRICT

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Date: _____

Chris Bierwagen, Board President

Date: _____

Kris Stepanian, Board Secretary

RECORDING REQUESTED BY:

NEVADA IRRIGATION DISTRICT

WHEN RECORDED MAIL TO:

Nevada Irrigation District
1036 W. Main Street
Grass Valley CA 95945-5424

Nevada County APN: 004-131-042

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Documentary Transfer Tax: \$ _____
() Computed on full value of property conveyed
() Unincorporated area () City of _____

Signature of Agent Determining Tax

EASEMENT QUITCLAIM DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged the **NEVADA IRRIGATION DISTRICT**, an irrigation district duly organized and existing under and by virtue of the laws of the State of California does hereby remise, release and forever Quitclaim to

PATRICIA DUNNE as Trustee of the Patricia Dunne Living Trust dated January 12, 2011

the following described easement in the unincorporated area, County of Nevada, State of California:

All right, title, and interest in and to Nevada Irrigation District's easement interests related to operation, maintenance, and access for the Newtown Canal on, over and across the property described in the Grant Deed recorded on October 28, 2011 in Document Number 2011-0025741, Nevada County Records.

CERTIFICATION BY NEVADA IRRIGATION DISTRICT

This is to certify that the Quitclaim of interest conveyed by this document is hereby executed pursuant to Resolution No. 2021-06 of the Board of Directors of the Nevada Irrigation District adopted on March 10, 2021.

Date: _____

Chris Bierwagen, Board President

Date: _____

Kris Stepanian, Board Secretary

RECORDING REQUESTED BY:

NEVADA IRRIGATION DISTRICT

WHEN RECORDED MAIL TO:

Nevada Irrigation District
1036 W. Main Street
Grass Valley CA 95945-5424

Nevada County APN: 004-131-075

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Documentary Transfer Tax: \$ _____
() Computed on full value of property conveyed
() Unincorporated area () City of _____

Signature of Agent Determining Tax

EASEMENT QUITCLAIM DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged the **NEVADA IRRIGATION DISTRICT**, an irrigation district duly organized and existing under and by virtue of the laws of the State of California does hereby remise, release and forever Quitclaim to

ROBERT T. VITAVEC, Trustee of the ROBERT T. VITAVEC LIVING TRUST Dated October 24, 2016

the following described easements in the unincorporated area, County of Nevada, State of California:

All right, title, and interest in and to those certain easements recorded on November 17, 1992 in Document Number 92-40434, Nevada County Records, on January 21, 2014 in Document Numbers 2014-0001089 and 2014-0001090, Nevada County Records.

CERTIFICATION BY NEVADA IRRIGATION DISTRICT

This is to certify that the Quitclaim of interest conveyed by this document is hereby executed pursuant to Resolution No. 2021-06 of the Board of Directors of the Nevada Irrigation District adopted on March 10, 2021.

Date: _____

Chris Bierwagen, Board President

Date: _____

Kris Stepanian, Board Secretary

RECORDING REQUESTED BY:

NEVADA IRRIGATION DISTRICT

WHEN RECORDED MAIL TO:

Nevada Irrigation District
1036 W. Main Street
Grass Valley CA 95945-5424

Nevada County APN: 004-490-008

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Documentary Transfer Tax: \$ _____
() Computed on full value of property conveyed
() Unincorporated area () City of _____

Signature of Agent Determining Tax

EASEMENT QUITCLAIM DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged the **NEVADA IRRIGATION DISTRICT**, an irrigation district duly organized and existing under and by virtue of the laws of the State of California does hereby remise, release and forever Quitclaim to

STEVEN J. LIME and JESSICA M. LIME, husband and wife, as community property with right of survivorship

the following described easement in the unincorporated area, County of Nevada, State of California:

All right, title, and interest in and to that certain easement recorded on September 27, 2013 in Document Number 2013-0026962, Nevada County Records.

CERTIFICATION BY NEVADA IRRIGATION DISTRICT

This is to certify that the Quitclaim of interest conveyed by this document is hereby executed pursuant to Resolution No. 2021-06 of the Board of Directors of the Nevada Irrigation District adopted on March 10, 2021.

Date: _____

Chris Bierwagen, Board President

Date: _____

Kris Stepanian, Board Secretary

RECORDING REQUESTED BY:

NEVADA IRRIGATION DISTRICT

WHEN RECORDED MAIL TO:

Nevada Irrigation District
1036 W. Main Street
Grass Valley CA 95945-5424

Nevada County APN: 004-490-009

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Documentary Transfer Tax: \$ _____
() Computed on full value of property conveyed
() Unincorporated area () City of _____

Signature of Agent Determining Tax

EASEMENT QUITCLAIM DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged the **NEVADA IRRIGATION DISTRICT**, an irrigation district duly organized and existing under and by virtue of the laws of the State of California does hereby remise, release and forever Quitclaim to

MATTHEW BERRY and RACHEL BERRY, husband and wife, as joint tenants

the following described easement in the unincorporated area, County of Nevada, State of California:

All right, title, and interest in and to that certain easement recorded on April 18, 2014 in Document Number 2014-0007083, Nevada County Records.

CERTIFICATION BY NEVADA IRRIGATION DISTRICT

This is to certify that the Quitclaim of interest conveyed by this document is hereby executed pursuant to Resolution No. 2021-06 of the Board of Directors of the Nevada Irrigation District adopted on March 10, 2021.

Date: _____

Chris Bierwagen, Board President

Date: _____

Kris Stepanian, Board Secretary