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MARIPOSA COUNTY ORDINANCE NO. 658

AN ORDINANCE AMENDING THE ZONING MAPS FOR THE UNCLASSIFIED ZONE AND THE AGRICULTURAL EXCLUSIVE ZONE (Not to be Codified in Code Text)

WHEREAS, Zone Change Applications Nos. 86-1, Jensen, property owner, 86-2, Dos Amigos, property owner, and 86-3, Richardson, property owner, were heard by the Mariposa County Planning Commission and a recommendation by Planning Commission Resolution No. 86-12, 86-13, 86-14 was made that the Zone changes be granted and,

WHEREAS, a Public Hearing was held by the Board of Supervisors on May 20, 1986 after the due notice as required by law and the application was approved.

NOW THEREFORE, the Board of Supervisors of Mariposa County, a political subdivision of the State of California does hereby ordain as follows:

SECTION I: Pursuant to Section 17.06.010 of the Mariposa County Code, the official zoning maps of the County of Mariposa shall be amended to remove the following described property from the Unclassified Zone as established by Ordinance No. 345 and subsequent amendments thereto and add such property to the Agricultural Exclusive Zone as established by Ordinance No. 366 and subsequent amendments thereto.

LEGAL DESCRIPTION: See Exhibits 1, 2, and 3 attached.

SECTION II: This ordinance shall take effect thirty (30) days after the date of passage, pursuant to Government Code Section 25123.

PASSED AND ADOPTED the 27th day of May 1986 by the Mariposa County Board of Supervisors by the following vote:

AYES: BARRICK, DALTON, ERICKSON, RADANOVICH, TABER
NOES: NONE
ABSENT: NONE
ABSTAINED: NONE

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Beverly Barrick
 BEVERLY BARRICK, Chairman
 Mariposa County Board of Supervisors

ATTEST:

Gerald McCarthy
 GERALD MC CARTHY, County Clerk and
 Ex Officio Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Jeffrey G. Green
 JEFFREY G. GREEN, County Counsel

EXHIBIT "1"

LEGAL DESCRIPTION

PARCEL 1:

The Southeast quarter of the Northwest quarter; the North half of the Southwest quarter; the Southwest quarter of the Southwest quarter; the Southeast quarter of the Southwest quarter; the South half of the Southeast quarter and all that portion of the North half of the Southeast quarter and the South half of the Northeast quarter lying West and South of a stone wall running from the center of the Northeast quarter in a Southerly and Southeasterly direction to the Southeast corner of the Northeast quarter of the Southeast quarter of Section 27; being all in Section 27, Township 6 South, Range 18 East, M.D.B. & M., according to United States Government Township Plats;

The fractional East half of the Northeast quarter lying South and East of the County Road; and the Southeast quarter excepting 13 acres in the Northwest quarter of the Southeast quarter lying North of the County Road in Section 33, Township 6 South, Range 18 East, M.D.B. & M., according to United States Government Township Plats;

All of Section 34, Township 6 South, Range 18 East, M.D.B. & M., according to United States Government Township Plats;

The West half and the fractional West half of the East half, being a strip of land described as follows:

BEGINNING at a point marked 1/4 S est in a cliff of rocks, being the quarter section corner of the lines between Sections 26 and 35 and running thence S. 01° 18' W., 82.60 chains to the Southwest corner of Joseph Baton's rock fence; thence East 1.30 chains to a post marked 1/4 SS SS and set in a mound of rocks; thence N. 24' E., 51.88 chains to a post marked S-1; thence East, 4.50 chains to a post marked S-2; thence N. 24' E., 4.50 chains to a post marked S-3; thence West 4.50 chains to a post marked S-4; thence N. 24' E., 26.20 chains to the PLACE OF BEGINNING; being in Section 35, Township 6 South, Range 18 East, M.D.B. & M., according to United States Government Township Plats;

Lots 1 and 3; the Southwest quarter of the Northwest quarter; the Southwest quarter of the Northeast quarter; the Northeast quarter of the Southwest quarter; the Northwest quarter of the of the Southeast quarter and the North half of the Northeast quarter of the Southeast quarter, all in Section 3, Township 7 South, Range 18 East, M.D.B. & M., according to United States Government Township Plats.

EXCEPTING AND RESERVING unto Strathearn Brothers, a partnership, an undivided one-half interest in and to all gold and other valuable minerals and an undivided one-half interest in and to all oil, gas, coal and other hydrocarbon substances situated in said property.

PARCEL 2:

Lots 2 and 4; the Southeast quarter of the Northwest quarter; the Southeast quarter of the Northeast quarter; the Northwest quarter of the Southwest quarter; and the South half of the Northeast quarter of the Southeast quarter; all in Section 3, Township 7 South, Range 18 East, M.D.B. & N., according to United States Government Township Plats;

EXCEPTING AND RESERVING however unto Merrill D. Westfall, his heirs and assigns forever, all oil, gas petroleum, or other mineral within or underlying or which may be produced and saved from said property, together with the perpetual right of ingress and egress for the purpose of exploring and drilling for, mining and removing the same, but should said rights of any of them be exercised, same shall be conducted to interfere as little as possible with the Grantee's use and occupancy of said land and should any of the Grantee's fences or other improvements be destroyed or damaged, he shall be reimbursed for the reasonable value thereof, as per deed recorded September 12, 1944 in Volume 14 of Official Records of Mariposa County at page 492.

PARCEL 3:

The South half of the Northwest quarter and the North half of the Southwest quarter and the fractional Southwest quarter of the Northeast quarter described as follows:

BEGINNING at the center of said Section 2; thence East 7.75 chains; thence North 20 chains; thence West 7.75 chains; thence South 20 chains to the PLACE OF BEGINNING;

Also the fractional Northwest quarter of the Southeast quarter described as follows:

BEGINNING at the Southwest corner of the said Northwest quarter of the Southeast quarter of said Section 2; thence East 4 chains; thence in a Northerly direction 20 chains, more or less to the South line of the Southwest quarter of the Northeast quarter of Section 2; thence West along said line 7.75 chains to the center of said Section 2; thence South 20 chains to the PLACE OF BEGINNING;

All in Section 2, Township 7 South, Range 18 East, M.D.B. & N., according to United States Government Township Plats.

EXCEPTING AND RESERVING unto Strathearn Brothers, a partnership, an undivided one-half interest in and to all gold and other valuable minerals and an undivided one-half interest in and to all oil, gas, coal and other hydrocarbon substances situated in said property.

EXHIBIT " 2"

The South half of the Northeast quarter, the Southeast quarter of the Northwest quarter, the entire Southeast quarter, the East half of the Southwest quarter and Government Lots 3 and 4 in Section 7; the East half of the Northwest quarter and the West half of the Northeast quarter in Section 18, all in Township 6 South, Range 17 East, M. D. B. & M. , according to United States Government Township Flats.

Parcel 1:

EXHIBIT "3"

The Southwest quarter of Section 34, Township 5 South, Range 17 East, M.D.B. & M., according to United States Government Township Plats.

EXCEPTING THEREFROM the Southwest quarter of the Southwest quarter of the Southwest quarter of said Section 34.

Parcel 2:

All that certain parcel of land terminating at the Southwest corner of the Southwest quarter of the Southeast quarter of Section 34, the eastern boundary of said tract of land is the top of a ridge or divide running through said Southwest corner of the Southeast quarter of Section 34, more particularly described by new survey as follows: A parcel of land, situate in and being a fractional part of the Southwest quarter of the Southeast quarter of Section 34, Township 5 South, Range 17 East, M.D.B. & M., particularly described as follows: Commencing at a point on the South line of the said Section 34, from which the Southeast corner of said Section 34, bears South 89° 05' East, 2040.8 feet distant and from which a live Oak tree 30" in diameter bears North 31° 10' West, 2.37 feet distant; thence North 22° 30' West, 126.0 feet to corner No. 2; thence North 23° 37' West, 572.49 feet to corner No. 3 from which a live Oak tree 20" in diameter bears North 68° 29' East, 14.80 feet distant; thence North 20° 13' West, 430.34 feet to corner No. 4; thence West 205 feet more or less to the West line of the said Southwest quarter of the Southeast quarter of Section 34; thence along the said West line of the Southwest quarter of the Southeast quarter of Section 34, South 1034 feet to the quarter section corner on the South line of said Section 34; thence South 89° 05' East, 633.0 feet to the point of beginning. For further description reference is made to the Record Map of Survey of the Jim C. McAdow Tract by Morris Udell, LS 2250, on file in the Office of the Recorder, County of Mariposa.