

**DOCKET
06-AFC-5**

DATE MAY 09 2007
RECD. MAY 09 2007

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FRESNO County Recorder
Robert C. Werner
DOC- 2007-0090290
Monday, MAY 07, 2007 11:37:59
Tit Pd \$0.00 Nbr-0002498833
APR/R1/1-3

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2 RETURN TO STOP #214

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BEFORE THE BOARD OF SUPERVISORS

OF THE COUNTY OF FRESNO

STATE OF CALIFORNIA

CERTIFICATE OF TENTATIVE CANCELLATION

(less than the total of the land subject to contract)

NOTICE IS HEREBY GIVEN:

By resolution dated April 24, 2007, the Board of Supervisors of the County of Fresno granted tentative approval of the petition by PAO Investments, LLC for cancellation of a portion of Agricultural Land Conservation Contract (ALCC) No. 367, which applies to the real property situated in the County of Fresno, State of California, and is more particularly described on the legal description attached as Exhibit "A" and made a part hereof describing the 12.82-acre parcel subject to cancellation.

The above-referenced property is less than the total of the real property subject to ALCC No. 367.

A Certificate of Cancellation of the Contract shall be issued and recorded at such time as the following contingencies and conditions are satisfied:

1. Payment in full of the cancellation fee, which is in the amount of \$6,375.00.
2. Unless the cancellation fee is paid or a Certificate of Cancellation of Contract is issued within one year from the date of the recording of this certificate, the cancellation fee shall be recomputed as of the date of

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notice by the landowner to the Board of Supervisors required by
Government Code Section 51283.4.

3. The landowner shall obtain all permits necessary to commence the
project.

IN WITNESS WHEREOF, I have unto set my hand and seal this 24th day of
April, 2007.



Bob Waterston, Chairman
Board of Supervisors

ATTEST:

Bernice E. Seidel, Clerk
Board of Supervisors



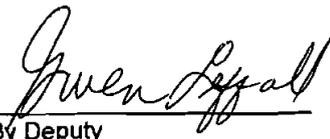

By Deputy

EXHIBIT 'A'
Legal Description
Area Covered by Petition for Partial
Cancellation of Williamson Act Contract

Being a portion of real property in the Southwest Quarter of Section 5 Township 15 South, Range 13 East, Mount Diablo Base and Meridian, according to the official plat thereof lying Southerly of Panoche Road, being a portion of that certain real property described in a document dated June 13, 1978 to Robert Hansen, Trustee under the Sharia M. Baker Trust as Instrument No. 89-106620 Official Records, County of Fresno, vicinity of Firebaugh, California more particularly described as follows:

COMMENCING at the Southwest Corner of said Section 5 at a found 2" iron pipe thence along the West line of said Section 5 being the Southwest Quarter thereof North 01°34'29" East 902.88 feet; thence leaving the West line of said Section 5 through the interior of said Southwest Quarter of Section 5 the following seven (7) courses: South 89°10'03" East 39.95 feet to the POINT OF BEGINNING of the herein described real property; North 00°49'57" East 522.11 feet; South 89°10'03" East 1,001.11 feet; South 00°49'57" West 690.97 feet; North 89°10'03" West 212.94 feet; North 00°49'57" East 168.86 feet; North 89°10'03" West 788.17 feet to the POINT OF BEGINNING.

Containing 558,646 square feet of land (12.82 acres) more or less.

This description is based on record information. The Basis of Bearings are NAD 1983, Epoch 2004.50, California Coordinate System, Zone 4 and are based upon a GPS Survey constrained to NGS monuments: AC6117 (HPGN D CA 06 NC) survey disk in bridge abutment and GU4142 (Z 1444) stainless steel rod.

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From: Che McFarlin
To: Docket Optical System
Date: 5/9/2007 11:19 AM
Subject: Please docket for Starwood 06-AFC-10 and Panoche 06-AFC-5
Attachments: RLCC 838 BOS Reso.tif; RLCC 838 CTC.tif; RLCC 843 BOS Reso.tif; RLCC 843 CT C.tif

CC: James Reede
Please title these submittals as ' Fresno County Board of Supervisors resolution on Williamson Act Cancellation.

For Panoche docket the two RLCC 838 documents

For Starwood docket the two RLCC 843 documents.

>>> Amanda Stennick 5/9/2007 10:40 AM >>>
Please docket - the first 2 attachments are PANOCHÉ the last 2 are STARWOOD.
Thanks.

>>> "Nimer, Jared" <jnimer@co.fresno.ca.us> 5/9/2007 9:05 AM >>>

Attached are copies of the recorded resolutions by the Board of Supervisors, and Certificates of Tentative Cancellation. These relate to the two applications for partial cancellation of Agricultural Land Conservation Contract No. 367.

Jared Nimer, Planner
Department of Public Works and Planning
Development Services Division
(559) 262-4846 Phone
jnimer@co.fresno.ca.us

From: Amanda Stennick [<mailto:Astennic@energy.state.ca.us>]
Sent: Monday, April 30, 2007 2:06 PM
To: McHenry, Margie
Cc: Nimer, Jared; Kettler, William
Subject: RE: Wm. Act Cancellation for the 12.8 and 6.16 acre sites

Margie - thank you for the information. Unfortunately, I am unable to access the Board Agenda items from the link you sent ("page cannot be displayed").

I would appreciate copies of the Tentative Certificates of Cancellation when they are ready.

Thanks again,

Amanda Stennick

>>> "McHenry, Margie" <MMcHenry@co.fresno.ca.us> 04/30/07 8:59 AM >>>

The Board of Supervisors approved both partial cancellation requests on April 24, 2007. The Final Certificates will not be recorded until the conditions of approval have been met. Once we receive the recorded Tentative Certificates of Cancellation we could forward those to you. The cancellation findings are the same as those in the report that was forwarded to you prior to the Agricultural Land Conservation Committee meeting. The Board determined the required findings could be made as discussed in the agenda item and approved the two requests. The following link takes you to the Board agenda items. The Minute Orders citing the actions have not yet been released. However, you would be able to view the Minute Orders later this week at the same site. http://cofinternet01/0110a/Questys_Agenda/PublishedMeetings.htm

Please let Jared know if you would like copies of the Tentative Certificates, once we receive them.

Margie McHenry
Department of Public Works and Planning
Development Services Division
(559) 262-4022 Phone
(599) 262-4166 Fax

m.mchenry@co.fresno.ca.us

From: Amanda Stennick [<mailto:Astennic@energy.state.ca.us>]
Sent: Friday, April 27, 2007 3:23 PM
To: McHenry, Margie
Subject: Wm. Act Cancellation for the 12.8 and 6.16 acre sites

Hi Margie - has your Board taken any action on the above referenced cancellations? If so, can you send me the Final Certificate of Cancellation of the Williamson Act Contracts and the cancellation findings by the Fresno County Board of Supervisors?

Thank you again for your assistance.

Amanda Stennick

(916) 654-3859

(916) 651-8868 (FAX)