

SADDLE CREEK COMMUNITY SERVICES DISTRICT  
RESOLUTION NO. 09-005  
A RESOLUTION OF THE BOARD OF DIRECTORS OF  
SADDLE CREEK COMMUNITY SERVICES DISTRICT  
Accepting & Abandoning Easements Within  
Lot 188, Saddle Creek Unit 2B, Tract No. 94-545

- 1) Accepting Public Easement (Storm Drainage)
- 2) Abandoning Open Space Wildlife Habitat Easement
- 3) Abandoning Public Easement (Storm Drainage)

Whereas, (Wilfred and Ann Acosta) are the owners of Lot 188, Saddle Creek Unit 2B, Tract No. 94-545 the Developer of the Saddle Creek Project (hereinafter known as "Owner"); and

WHEREAS, the Saddle Creek Community Services District (hereinafter known as "District") was formed to maintain certain facilities and provide certain services to residents of Saddle Creek; and

District Acceptance of Public Easements:

WHEREAS, the Owner desires to cause a certain easements to be Conveyed to the District; and

WHEREAS, the ("Drainage") Easement to be conveyed is described more fully in Exhibit "A", attached hereto and incorporated by reference herein; and

WHEREAS, the District desires to obtain such Easement for the public good;

District Abandonment of Public Easements:

Whereas; the Owner has requested and the District concurs, that the Storm Drainage and Open Space Wildlife Habitat Easements on Lot 188 of Saddle Creek Unit 2B, Tract No. 95-545 and more particularly described and delineated in attached Exhibit "A" are no longer necessary for the purposes they were created; and

Whereas, the District finds that it is in the public interest to abandon these easements in favor of the owner of said lot; and

Whereas, the Board of Directors finds:

1. The foregoing recitals are true and correct.
2. The purpose for which these easements were created no longer serves the public interest.
3. There is no foreseeable future public interest served in the District retaining these easements.

NOW THEREFORE BE IT RESOLVED, that the District hereby; a) accepts the Grant of the ("Storm Drainage") Easement, b) Abandons in favor of the Owner those Easements ("Storm Drainage" and "Open Space Wildlife Habitat") on Lot 188, Saddle Creek Unit 2B, Tract No. 94-545, more particularly described and delineated in attached Exhibit "A" and c) that the District President is hereby authorized execute all appropriate documentation on behalf of the District.

THE FOREGOING RESOLUTION was introduced at a regular meeting of the Saddle Creek Community Services District held on December 1, 2009, by Board Member Robinson, who moved its adoption, which was duly seconded by Board Member Marsden and the Resolution was adopted by the following vote:

AYES	Russ, Marsden, Kenyon, Robinson, DeBaldo
NOES	None
ABSTAIN	None
ABSENT	None

-Seal-

  
Board President Sue Russ

  
CSD Clerk Phyllis Richards