

**BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF YUBA**

IN RE:

**RESOLUTION AUTHORIZING THE
COUNTY TO GRANT THE COUNTY
PROPERTY COMMONLY KNOWN AS
THE 4H CAMP IN DOBBINS TO THE
GOLDEN EMPIRE COUNCIL OF THE
BOY SCOUTS OF AMERICA IN FEE
SIMPLE WITH THE INTENTION THE
PROPERTY SHALL BE USED FOR PARK,
RECREATION, AND EDUCATIONAL
PURPOSES**

RESOLUTION NO. 2015-123

WHEREAS, the Board of Supervisors (the “Board”) of the County of Yuba (the “County”), acting pursuant to their powers under the California Government Code §25355 accepted the gift of six parcels of land located in the County of Yuba in the Dobbins area consisting of approximately eighty-five acres (85) of real property which was transferred in 1935 to the County by six Grant Deeds; and

WHEREAS, as the California Government Code §25356 provides that any gift unaccompanied by any provision prescribing or limiting the uses and purposes to which the property received may be put, may be put to any uses and purposes which the Board prescribes; and

WHEREAS, the Board entrusted the management, maintenance and care of the land to UC Davis Extension (“UC Davis”) for their use as a camp and park for recreation activities and educational purposes in their oversight of the Yuba County 4H Program which serves the youth of Yuba County by developing capable, caring, and positive young people by providing them with knowledge and experiences that empowers our youth with life changing skills to thrive and grow up to be productive adults; and

WHEREAS, in 2008 UC Davis gave the County notice that they could no longer provide

the management, maintenance and care of the land which caused the Board to direct staff to develop and bring back to them a list of alternative organizations that would be able to manage, maintain and care for the land in a manner that continues to benefit the youth of the County by keeping the land as a camp and park for recreation activities and educational purposes; and

WHEREAS, the Board has leased the real property to several organizations since UC Davis discontinued their management, maintenance and care of the land in 2008 and to date the Board has continued to search for an organization that would provide a permanent commitment to the youth of the County by keeping the land as a camp and park for recreation activities and educational purposes; and

WHEREAS, California Government Code § 25372 provides that the Board may donate any real property that the board declares to be surplus to any organization exempt from taxation pursuant to Section 501(c)(3) of the Internal Revenue Code that is organized for the care, teaching, or training of children; and

WHEREAS, the Golden Empire Council of the Boy Scouts of America meets the legal requirements of the law in that it is a 501 (c) (3) non-profit organized for the care, teaching or training of children and they have expressed their desire to make a permanent commitment to the youth by keeping the land as a camp and park for recreation activities and educational purposes permanently.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, that the Board of Supervisors of the County of Yuba hereby declares that following six parcels of land consisting of eighty-five 85 acres to be surplus all that certain real property situated in the County of Yuba, State of California, commonly known as the 4H Camp in Dobbins consisting of six separate properties and more specifically described as follows:

1. The east one-half of the southwest one-quarter of the northwest one-quarter of the southwest one-quarter of section 26, Township 18 North, Range 7 East, Mount Diablo Base and Meridian; and The west one-half of the southeast one-quarter of the northwest one-quarter of the southwest one-quarter of section 26, Township 18 North, Range 7 east, Mount Diablo Base and Meridian.
2. The west one-half of the southwest quarter of the northwest one-quarter of the southwest quarter of Section 26, Township 18 North, Range 7 East, Mount Diablo Base and Meridian.
3. North one-half of the northwest quarter of the southwest quarter of section 26; and East one-half of the southwest one-quarter of the northwest quarter of the southwest one-quarter of section 26, Township 18 North, Range 7 East, Mount Diablo Base and

Meridian.

4. All of the south one-half and the northeast one quarter of the southwest one-quarter of section 26, Township 18 North, Range 7 East, Mount Diablo Base and Meridian, lying west of the power line of the Pacific Gas & Electric Co., containing 49.7 acres more or less
5. The east half of the southeast quarter of Section 27, Township 18 North, Range 7 east Mount Diablo Base and Meridian.
6. The north half of the northeast quarter of Section 27, Township 18 North, Range 7 East, Mount Diablo Base and Meridian.

Also excepting from the above mentioned parcels are any easements of record, utilities, and agreements that may exist through usage.

BE IT FURTHER RESOLVED AND ORDERED, that the Board of Supervisors of the County of Yuba acting pursuant to their powers under Government Code §25372 shall convey a fee simple in the above referenced properties to the Boy Scouts of America, a corporation exempt from taxation pursuant to Section 501(c)(3) of the Internal Revenue Code organized for the care, teaching, or training of children with the intention that the property is used as a camp and park for recreation activities and educational purposes. Excepting from this grant of the above mentioned parcels, the County shall maintain the following rights in the land:

1. The Yuba-Sutter 4H Organization will be allowed to use the camp for one week each year at a time to be mutually coordinated with the Boy Scouts Organization to be charged at the going Scout rate.
2. The Tri-County Women's Group will be allowed to continue to use the camp for one week each year at a time to be mutually coordinated with the Boy Scouts Organization to be charged at the going Scout rate.
3. The County will be allowed to use the camp for up to 4 days per year to be scheduled with prior approval of the Grantee. Both parties agree these days will NOT fall during 'peak season' (i.e. between Memorial Day and Labor Day) .
4. Upon conveyance, it is the intention of the Scouts to harvest trees on 40 acres of property. This will be done in coordination with the County for work to be performed under the County's existing Timber Harvest Plan. Proceeds from this harvest will be shared

between the County and the Scouts at a 50% split up to \$50,000 back to the County. If proceeds exceed \$100,000, the County's share shall remain capped at \$50,000.

5. If at such time the Scouts determine the property is no longer of benefit to them, and they wish to divest themselves of all rights to 50% or more of the property to a third party in fee simple, they agree to pay the county the sum of \$500,000. At such time payment is made, the county relinquishes all exceptions, rights and claims to the property.

Also excepting from this grant are any easements of record, utilities, and agreements that may exist through usage.

BE IT FURTHER RESOLVED AND ORDERED that the Board of Supervisors of the County of Yuba hereby authorizes an agreement between the County with the Golden Empire Council of the Boy Scouts of America wherein they agree to all of the terms of this donation. The Chair of the Board of Supervisors is hereby authorized to sign said agreement which will be an attachment to the Grant Deeds and by reference incorporated therein

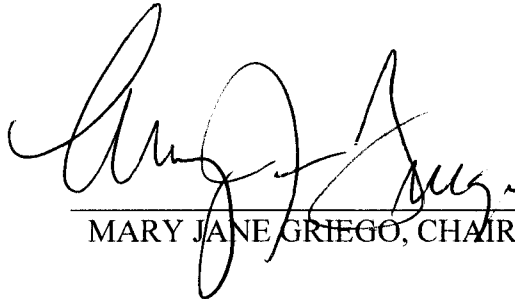
PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of Yuba, State of California on the 17th day of November, 2015 by the following vote:

AYES: Supervisors Vasquez, Nicoletti, Griego, Abe, Fletcher

NOES: None

ABSENT: None

ABSTAIN: None



MARY JANE GRIEGO, CHAIRMAN

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

By  _____

APPROVED AS TO FORM
ANGIL P. MORRIS-JONES
YUBA COUNTY COUNSEL

