



MWD

METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

ADDENDUM TO 8-13

December 13, 1993

To: Board of Directors (Land Committee--Action)
(Legal and Claims Committee--Action)

From: General Manager

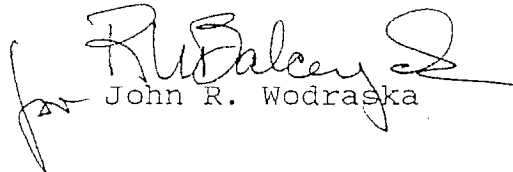
Subject: Resolution of Necessity Directing the General Counsel to Condemn Property Required for the Domenigoni Valley Reservoir Project in Riverside County, California, identified as MWD Right-of-Way Parcel Numbers 144-1-159 and 144-1-159.1 and owned by FN Development Company, Alpha, a California corporation.

Report

The Metropolitan Water District will require the real property described in the General Manager's letter of November 16, 1993, located in Domenigoni Valley, Riverside County, California, for portions of the Domenigoni Valley Reservoir Project. The property is designated as MWD Right-of-Way Numbers 144-1-159 and 144-1-159.1, and is owned by FN Development Company, Alpha.

A hearing for resolution of necessity was held by the Land Committee regarding this property at its meeting on December 13, 1993. No appearance was made by the property owner, and no objections to the resolution were received. The Land Committee voted to recommend that the resolution of necessity be adopted. The matter will be presented to the Legal and Claims Committee at its meeting on December 13, 1993, and to the Board of Directors at its meeting on December 14, 1993.

Transmitted herewith is the written summary of the hearing required by the Eminent Domain Law.


for John R. Wodraska

JV:ks
KARSCH\JVBOARD\RESNLT12
Attn.

**SUMMARY OF HEARING AND RECOMMENDATION
OF THE LAND COMMITTEE REGARDING
WHETHER THE BOARD OF DIRECTORS SHOULD
ADOPT A RESOLUTION OF NECESSITY TO
CONDEMN CERTAIN PROPERTY FOR THE
DOMENIGONI VALLEY RESERVOIR PROJECT**

On December 13, 1993, at Metropolitan Water District of Southern California headquarters, a hearing was held by the Land Committee of the Metropolitan Water District of Southern California Board of Directors. Land Committee Vice Chairman Bob Kazarian presided. The Committee was called to order at 7:30 a.m. and a quorum was present.

Mr. Kazarian requested that Deputy General Counsel Joseph Vanderhorst present the matter to the Committee. Mr. Vanderhorst discussed the legal requirements for the adoption of a Resolution of Necessity by the Board of Directors. The law requires that notice and the opportunity to be heard be given to the property owner. Metropolitan's Board of Directors has delegated to the Land Committee the authority to hold the hearing required by law. Mr. Vanderhorst reported that the property owner was served with the notice of the hearing on November 18, 1993. No written request to be heard was received from the owner of the subject property, and no representative of the owner was present at the hearing.

Dennis Majors, the Engineering Project Manager for the Domenigoni Valley Reservoir Project, described the project and referred to slides to show the location of the property. The property is located on the north side of the reservoir near the east end. The parcel is part of a larger parcel of property which the owners are in the process of developing. The property to be acquired is needed for the construction of the relocated Newport Road, as well as for the mitigation of the impacts of the project on the environment. Portions of the property will become part of the operations area of the reservoir.

There were no questions from the Committee.

Director Kenneth Witt moved, and Director Doude Wysbeek seconded, that the Land Committee recommend to the Board of Directors that the Resolution of Necessity be adopted. The motion carried unanimously.

This written summary of the hearing will be provided to the Board of Directors and to the owner of the property, which is entitled to appear and be heard before the Board of Directors on December 14, 1993, at 12:30 p.m.