



SOUTH FEATHER WATER & POWER AGENCY

TO: Board of Directors
FROM: Michael Glaze, General Manager
DATE: May 15, 2007
RE: Easement Abandonment
Agenda Item for 5/22/07 Board of Directors Meeting

A request has been received from Mark A. Habib for South Feather to abandon its interest in an easement granted to OWID in 1961 affecting his property on Heritage Road at its intersection with Riverview Drive. Because the Agency maintains no facilities within the limits of the old easement, granting the request would not impair our present or future operations. We recommend the following action:

"I move adoption of Resolution 07-5-1 to quitclaim the Agency's rights, title and interest in the right of way and easment across property owned by Mark A. Habib (APN 069-520-033, 034, and 036) conveyed by Katherine Agnes Osborne to Oroville-Wyandotte Irrigation District by deed recorded in the Butte County Recorder's Office at Book 1104 and Page 321.."

RESOLUTION 07-5-1
South Feather Water and Power Agency

QUITCLAIM OF INTEREST IN RIGHT OF WAY AND EASEMENT

WHEREAS, the South Feather Water and Power Agency may have certain interests in a right of way and easement conveyed in 1961 by Katherine Agnes Osborne to Oroville-Wyandotte Irrigation District affecting property currently owned by Mark A. Habib (APN 069-520-033, 034, and 036); and,

WHEREAS, South Feather Water and Power Agency has no need to retain interest in the right of way and easement conveyed by Katherine Agnes Osborne affecting the above-referenced property for the uses and purposes of the Agency.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the South Feather Water and Power Agency that the President and Secretary of said Board of Directors are hereby authorized to execute a Quitclaim Deed for and on behalf of the Agency affecting all of the Agency's right, title, and interest in and to the right of way and easement conveyed by Katherine Agnes Osborne to Oroville Wyandotte Irrigation District by deed recorded in the Butte County Recorder's Office at Book 1104 and Page 321.

PASSED AND ADOPTED this 22nd day of May 2007, by the following vote:

AYES: Cecchi; Edwards; Hunter; Meyer, Moreland.

NOES: None.

ABSENT: None.

ABSTAIN: None.

James Edwards, President

(seal)

ATTEST:

Michael C. Glaze, Secretary

Recording Requested By and
When Recorded Return To:

South Feather Water and Power Agency
P.O. Box 581
Oroville, CA 95965

APN 069520033/034/036

QUITCLAIM DEED

SOUTH FEATHER WATER AND POWER AGENCY herewith quitclaims to Mark A. Habib, Trustee of the Mark A. Habib Trust dated December 17, 1998 (the undersigned declares the consideration for this quitclaim to be \$100 or less and, therefore, exempt from documentary transfer tax, R&T 11911) all of the Agency's right, title, and interest in that right of way and easement conveyed by Katherine Agnes Osborne to Oroville-Wyandotte Irrigation District on February 27, 1961 and recorded in the Office of the Recorder of Butte County, California, at Book 1104 and Page 321, affecting the following described property:

All that certain real property situated in the County of Butte, State of California, described as follows:

Parcels 1, 2, and 4 as shown on the Parcel Map recorded in the Office of the Butte County Recorder at Book 62 of Maps, Page 25.

END OF DESCRIPTION

IN WITNESS WHEREOF, South Feather Water and Power Agency has executed this conveyance this 22nd day of May 2007, at Oroville, California.

James Edwards, President, Board of Directors

Michael C. Glaze, Secretary, Board of Directors

SECRETARY'S CERTIFICATE

MICHAEL C. GLAZE certifies that: he is the Secretary of the Board of Directors of the South Feather Water and Power Agency; and that the foregoing is a true and correct copy of a resolution duly and regularly adopted by the Board of Directors of the South Feather Water and Power Agency at a meeting of said Board duly and regularly held on the 22nd day of May 2007, at which meeting a quorum was present and voted; said resolution has not been rescinded and is in full force and effect.

May 22, 2007

Date

Michael C. Glaze, Secretary
Board of Directors, South Feather Water and Power Agency

(seal)

STATE OF CALIFORNIA }
COUNTY OF BUTTE } ss.

On _____, 2007, before me, C. Ruloph, Notary Public, personally appeared James Edwards, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose names is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument, the person or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Notary Public, State of California

STATE OF CALIFORNIA }
COUNTY OF BUTTE } ss.

On _____, 2007, before me, C. Ruloph, Notary Public, personally appeared Michael C. Glaze, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose names is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument, the person or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Notary Public, State of California