

## **Attachment B**

**Resolution No. VWD 23-005**

## RESOLUTION NO. VWD 23-005

### A RESOLUTION OF THE BOARD OF DIRECTORS OF THE VICTORVILLE WATER DISTRICT ACCEPTING THE DONATION OF REAL PROPERTY TO THE VICTORVILLE WATER DISTRICT AUTHORIZING THE GENERAL MANAGER TO ENTER INTO A REAL PROPERTY DONATION AGREEMENT WITH SERGIO L. CARCELEN

**WHEREAS**, Sergio L. Carcelen owns a small parcel of land (APN 0478-144-01) in fee simple; and

**WHEREAS**, Sergio L. Carcelen desires to donate said parcel of land to the Victorville Water District as a charitable contribution; and

**WHEREAS**, the land to be donated (the “**Property**”) is vacant land and is more specifically described on Exhibit A; and

**WHEREAS**, the Victorville Water District desires to accept Donor’s donation of the Property, which is immediately adjacent to an existing parcel of land owned by the Victorville Water District on which a water well is located, so the Property can be used for public purposes.

**NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE VICTORVILLE WATER DISTRICT HEREBY FINDS, DETERMINES, RESOLVES, AND ORDERS AS FOLLOWS:**

**Section 1.** That the recitals set forth above are true and correct and are incorporated as an operative part of this Resolution, including any including any definitions set out therein.

**Section 2.** That the donation of the Property to the Victorville Water District is hereby accepted.

**Section 3.** That the District General Manager is directed to enter into and execute on behalf of the Victorville Water District an agreement in a form approved by Victorville Water District Legal Counsel wherein Sergio L. Carcelen agrees to donate the subject Property to the Victorville Water District.

**Section 4.** That the District General Manger is authorized to execute any additional documents, including without limitation a certificate of acceptance, and take such other actions as may be required to consummate the Property donation and vest title thereto in the Victorville Water District.

**Section 5.** That this Resolution shall be effective immediately upon its adoption.

**Section 6.** That the District Secretary shall certify to the passage and adoption of this Resolution.

**PASSED, APPROVED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2023.

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DEBRA JONES,  
DISTRICT CHAIRMAN

ATTEST:

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JENNIFER THOMPSON,  
DISTRICT SECRETARY

APPROVED AS TO FORM:

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ANDRE DE BORTNOWSKY,  
DISTRICT LEGAL COUNSEL

**EXHIBIT A to**  
**RESOLUTION NO. VWD 23-005**

**LEGAL DESCRIPTION OF PROPERTY**

ALL THAT CERTAIN REAL PROPERTY SITUATED IN THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, DESCRIBED AS FOLLOWS:

PORTION SOUTHWEST ONE-QUARTER SOUTHWEST ONE-QUARTER SECTION 9 TOWNSHIP 5 NORTH RANGE 4 WEST SAN BERNARDINO BASE AND MERIDIAN COMMENCING AT THE SOUTHWEST CORNER SAID SECTION 9 THENCE NORTH 89 DEGREES 25 MINUTES 35 SECONDS EAST 505 FEET THENCE NORTH PARALLEL TO WEST LINE OF SAID SECTION TO A POINT ON NORTH LINE MOJAVE DRIVE THENCE CONTINUING NORTH 125 FEET TO TRUE POINT OF BEGINNING THENCE SOUTH 89 DEGREES 25 SECONDS 35 MINUTES WEST 15.90 FEET THENCE ON A TANGENT CURVE TOP THE LEFT WITH A RADIUS OF 20 FEET THROUGH A CENTRAL ANGLE OF 44 DEGREES 24 MINUTES 55 SECONDS A DISTANCE OF 15.50 FEET THENCE NORTHEASTERLY ALONG A TANGENT CURVE CONCAVE NORTHWESTERLY WHOSE RADIUS IS 50 FEET A DISTANCE OF 35.77 FEET THENCE NORTH 89 DEGREES 25 MINUTES 35 SECONDS EAST 15.30 FEET THENCE SOUTH PARALLEL WITH WEST LINE SAID SECTION 9 A DISTANCE OF 25 FEET TO POINT OF BEGINNING.

[APN 0478-144-01-0-000](#)