

ASSEMBLY BILL

No. 2686

Introduced by Assembly Member Nava

February 22, 2008

An act relating to the Santa Ynez Valley Water District.

LEGISLATIVE COUNSEL'S DIGEST

AB 2686, as introduced, Nava. Santa Ynez Valley Water District.

(1) Existing law authorizes various public entities, including special districts, to provide water service and regulate groundwater.

This bill would enact the Santa Ynez Valley Water District Act. The bill would establish the Santa Ynez Valley Water District in Santa Barbara County. The bill would prescribe the composition of the board of directors of the district. The bill would specify the district's boundaries, powers, and purposes. The district would succeed to the powers, duties, responsibilities, obligations, liabilities, and jurisdiction of Improvement District No. 1 within the Santa Ynez River Water Conservation District, which entity would cease to exist.

The bill would authorize the district to appropriate, acquire, and conserve water for any useful purpose, distribute water that may be stored or controlled by the district, and undertake various actions relating to the provision of water service. The district would be authorized to construct, operate, and maintain one or more plants for the generation of hydroelectric power and related transmission lines. The bill would authorize the district to acquire, construct, and operate recreational facilities to be used for public purposes. The bill would authorize the district to act by ordinance in exercising specified powers. A violation of an ordinance adopted by the district would be a misdemeanor. By

creating a new crime, the bill would impose a state-mandated local program.

The district would be authorized to impose a groundwater charge based on the extraction of groundwater within the district as a whole, or within specified zones established for that purpose. Upon the establishment of a zone for the purpose of imposing a groundwater charge, the bill would require a person who operates a water-producing facility within that zone to register that facility, and if required by the board, to install a water-measuring device on that facility. A person who fails to register a water-producing facility in accordance with the bill's provisions or who produces water from that unregistered facility, or a person who tampers with a water-measuring device, would be guilty of a misdemeanor. By creating new crimes, the bill would impose a state-mandated local program.

The bill would authorize the district to impose charges, including groundwater charges, and other fees and assessments, in accordance with specified constitutional requirements. By establishing requirements on the county in connection with the elections of the district, the bill would impose a state-mandated local program.

(2) This bill would state the findings and declarations of the Legislature concerning the need for special legislation.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

- 1 SECTION 1. This act shall be known and may be cited as the
- 2 Santa Ynez Valley Water District Act. It is intended to supplement
- 3 the Water Code, and reads as follows:

1 PART 1. INTRODUCTORY PROVISIONS

2
3 Chapter 1. Short Title and General Provisions

4
5 1. This act shall be known and may be cited as the Santa Ynez
6 Valley Water District Act.

7 2. A water district is hereby established in Santa Barbara County
8 to be known as the Santa Ynez Valley Water District.

9 3. This act shall be liberally construed to carry out its purposes
10 and intent.

11
12 Chapter 2. Legislative Declaration

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14 4. The Legislature finds and declares that the State of California
15 and its people have a primary interest in securing to the inhabitants
16 and owners of the lands and improvements within the area
17 commonly known as the “Santa Ynez Valley,” in Santa Barbara
18 County the greatest possible use, conservation, management, and
19 protection of the surface waters of the Santa Ynez River,
20 groundwater of the Santa Ynez Uplands Groundwater Basin, and
21 recycled water to the extent that recycled water may be lawfully
22 diverted and put to beneficial use for the common benefit of water
23 users within the district.

24
25 Chapter 3. Definitions

26
27 5. Unless the context otherwise requires, the provisions of this
28 part govern the construction of this act.

29 6. “Board” or “board of directors” means the board of directors
30 of the district.

31 7. “Board of supervisors” means the board of supervisors of the
32 county.

33 8. “County” means Santa Barbara County.

34 9. “District” means the Santa Ynez Valley Water District.

35 10. “Improvement District No. 1” means Improvement District
36 No. 1 within the Santa Ynez Water Conservation District.

37 11. “President” means the president of the board.

38 12. “Secretary” means the secretary of the board.

39 13. “Treasurer” means the treasurer of the board.

1 14. “Uniform District Election Law” means the Uniform District
2 Election Law as set forth in Part 4 (commencing with Section
3 10500) of Division 10 of the Elections Code.

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PART 2. FORMATION

Chapter 1. Boundaries

9 15. The boundaries of the district are as follows:

10 Beginning at the southerly corner of Tract No. 29, of Rancho
11 San Carlos de Jonata, as said tract is shown upon that certain map
12 entitled, “Sheet 7, 8 and 9, of the continuation of the six sheets of
13 the map of survey made by F. F. Flournoy, of a part of the Rancho
14 San Carlos de Jonata, dated April 8, 1910”, and filed in the Santa
15 Barbara County Recorder’s Office, October 24, 1910, in Book 5
16 at page 84, 85 and 86 of Maps and Surveys;

17 Thence in a general northwesterly direction along the
18 southwesterly line of said Tract No. 29, the following courses and
19 distances; North 41° 41’ West 501.70 feet; North 32° 57’ West
20 838.2 feet and North 38° 56’ West 367.9 feet to the northwest
21 corner of said Tract No. 29 and a point on the southeasterly line
22 of Tract No. 28 of said Rancho San Carlos de Jonata, as said tract
23 is shown that certain map entitled, “Sheet 9, of the continuation
24 of the 6 sheets of the map of survey made by F. F. Flournoy, of
25 part of the Rancho San Carlos de Jonata,” recorded in Book 5 at
26 page 86 of Maps and Surveys, in said County Recorder’s Office;

27 Thence westerly along the southerly line of said Tract No. 28,
28 to the most southerly corner of Tract No. 27 of said Rancho San
29 Carlos de Jonata, as said tract is shown upon the last hereinabove
30 mentioned map;

31 Thence in a general northwesterly, northerly, northeasterly and
32 southeasterly direction along the southwesterly, westerly,
33 northwesterly and northeasterly lines of said Tract No. 27 to a
34 point on the center line of Chalk Hill Road;

35 Thence continuing southeasterly along the southeasterly
36 prolongation of the northeasterly line of said Tract 27 to its
37 intersection with the southerly prolongation of the westerly line
38 of that certain 13.50 acre tract of land shown upon the map thereof,
39 recorded in Book 27, at page 55, Record of Surveys, in said County
40 Recorder’s Office;

1 Thence northerly along said prolongation to and along said
2 westerly line to the northwest corner of said tract;

3 Thence easterly along the northerly line of said 13.50 acre tract
4 of land to the northeast corner thereof, being a point in the westerly
5 line of that certain tract of land described in the deed to Charles
6 W. Sutter and Margaret L. Sutter, his wife, recorded in Book 1325
7 at page 527 of Official Records, in said County Recorder's Office;

8 Thence northeasterly along the northwesterly line of said Sutter
9 tract of land to the northwest corner thereof and a point in the
10 southwesterly line of that certain tract of land described as Parcel
11 One in the Decree Establishing Death of Joint Tenant, in the Matter
12 of the Petition of Zada Saunders to Establish the fact of the Death
13 of Fletcher Jennings Saunders, also known as F. J. Saunders,
14 Deceased, recorded in Book 847 at page 368 of Official Records,
15 in said County Recorder's Office;

16 Thence southeasterly along the southwesterly line of said Parcel
17 One to and along the southwesterly line of those certain parcels
18 of land described in the deed to Jess B. Clark and Edna C. Clark,
19 husband wife, as joint tenants, dated November 8, 1944, and
20 recorded November 29, 1944, in Book 620 at page 275 of Official
21 Records in said County Recorder's Office, to the southeast corner
22 thereof and a point in the easterly line of Rancho San Carlos de
23 Jonata;

24 Thence northerly along the easterly line of said Rancho San
25 Carlos de Jonata to its intersection with the line common to Section
26 2, T. 6N., R. 31W., S.B.B. and M., and Section 35, T. 7N., R. 31W.,
27 S.B.B. and M.;

28 Thence easterly along the common line between said Sections
29 2 and 35 to its intersection with the center line of Alamo Pintado
30 Road;

31 Thence northerly along the center line of said Alamo Pintado
32 Road to the northwest corner of that certain tract of land shown
33 as belonging to the Petan Co., on the map thereof recorded in Book
34 34 at page 24 of Record of Surveys in the Office of said County
35 Recorder;

36 Thence easterly along the northerly line of said Petan Co. tract
37 of land to the northeast corner thereof, being the northwest corner
38 of that certain tract of land described in the deed to Amory H.
39 Hutchinson recorded in Book 630 at page 212 of Official Records
40 in said County Recorder's Office;

1 Thence southerly, easterly, southerly and easterly along the
 2 westerly and southerly lines of said Amory H. Hutchinson tract of
 3 land to the southeast corner thereof, said southeast corner being
 4 an angle point in the northerly line of that certain 24.12 acre tract
 5 of land shown upon the map thereof recorded in Book 36 at page
 6 12 of Record of Surveys in said County Recorder’s Office;

7 Thence easterly and southerly along the northerly and easterly
 8 lines of said 24.12 acre tract of land to the northwest corner of that
 9 certain tract of land described in the deed to Benjamin F. Sweet,
 10 et ux., recorded in Book 1417 at page 300 of Official Records in
 11 said County Recorder’s Office;

12 Thence easterly along the northerly line of said Benjamin F.
 13 Sweet, et ux., tract of land to the northeast corner thereof and a
 14 point in the westerly line of Canada de los Pinos or College
 15 Rancho, as said Rancho is shown upon the map thereof recorded
 16 in said County Recorder’s Office as Map 4 in Rack 3;

17 Thence northerly along the westerly line of said Rancho to the
 18 northwest corner of that certain tract of land shown upon the map
 19 thereof entitled, “Record of Survey Lot 1 and a Part of Lot 8 Tract
 20 5 - Rancho Canada de los Pinos, Santa Ynez Valley, County of
 21 Santa Barbara, California,” recorded in Book 32 at page 97 of
 22 Record of Surveys in said County Recorder’s Office;

23 Thence easterly and southerly along the northerly and easterly
 24 lines of said tract of land to the northwest corner of Lot 2 Tract 5
 25 of said Subdivisions of said Canada de los Pinos or College
 26 Rancho;

27 Thence easterly along the northerly line of said Lot 2 Tract 5 to
 28 the North-South center line of the west half of said Lot 2 Tract 5;

29 Thence southerly along the North-South center line of said west
 30 half of said Lot 2 Tract 5 to the northwest corner of that certain
 31 tract of land described in the deed to Norman E. Stirling, et ux.,
 32 recorded in Book 443 at page 320 of Official Records, in said
 33 County Recorder’s Office;

34 Thence easterly along the northerly line of said tract of land to
 35 a point in the center line of Refugio Road;

36 Thence northerly along the center line of said Refugio Road to
 37 the northwest corner of Lot 3, Tract 5 of the hereinbefore
 38 mentioned Canada de los Pinos or College Rancho;

39 Thence easterly and southerly along the northerly and easterly
 40 lines of said Lot 3, Tract 5 to the northwest corner of that certain

1 tract of land shown as belonging to W. Stevens upon the map
2 thereof recorded in Book 27 at page 177 of Record of Surveys, in
3 said County Recorder's Office;

4 Thence easterly along the northerly line of said W. Stevens tract
5 of land to a point in the southerly prolongation of the westerly line
6 of that certain 11.130 acre tract of land shown upon the map thereof
7 recorded in Book 27 at page 158 of Surveys in said County
8 Recorder's Office;

9 Thence northerly along the southerly prolongation of said
10 westerly line to the southwest corner of said 11.130 acre tract of
11 land;

12 Thence easterly along the southerly line of said 11.130 acre tract
13 of land to its intersection with the center line of State Highway
14 Route 80;

15 Thence southeasterly along said center line to its intersection
16 with the south line of Section 5, T. 6N., R. 30W., S.B.B. and M.;

17 Thence westerly along said south line of Section 5 to Point A
18 of the survey of the line between Crawford and Mitchell as said
19 surveyed line is shown upon the map thereof recorded in Book 25
20 at page 83 of Record of Surveys in said County Recorder's Office;

21 Thence southerly, easterly, southerly and easterly along said
22 surveyed line to a point in the southerly line of said hereinbefore
23 mentioned Canada de los Pinos or College Rancho;

24 Thence southwesterly along the southerly line of said Canada
25 de los Pinos or College Rancho to its intersection with the
26 southwesterly line of that certain 91.29 acre tract of land shown
27 upon the map thereof recorded in Book 36 at page 78 of Record
28 of Surveys in said County Recorder's Office;

29 Thence in a general northwesterly, southwesterly and
30 northwesterly direction along the southwesterly line of said 91.29
31 acre tract of land to a point in the easterly line of that certain 100.00
32 acre tract of land shown as the Burke Tract upon the map thereof
33 recorded in Book 8 at page 60 of Maps and Surveys in said County
34 Recorder's Office;

35 Thence northerly and westerly along the easterly and northerly
36 lines of said 100.00 acre tract of land to the northwest corner
37 thereof;

38 Thence southerly along the westerly line and the southerly
39 prolongation of the westerly line of said 100.00 acre tract of land

1 to a point in the northerly line of Lot 2 Tract 14 of said Canada de
 2 los Pinos or College Rancho;
 3 Thence westerly along the northerly line of said Lot 2 to and
 4 along the northerly line of Lot 1 Tract 14 of said Rancho and its
 5 prolongation westerly to its intersection with the easterly line of
 6 Lot A Tract 1 of said Canada de los Pinos or College Rancho;
 7 Thence northerly along the easterly line of said Lot A Tract 1
 8 to the northeast corner thereof;
 9 Thence northerly on a direct line to the east end of that certain
 10 line having a bearing of North 89° 36' West and a distance of
 11 1150.30 feet, on that certain map recorded in Book 8 at page 60
 12 of Maps and Surveys in said County Recorder's Office;
 13 Thence North 89° 36' West, along said line, 1150.30 feet to the
 14 westerly end thereof;
 15 Thence North 30° 48' East 85.20 feet, to a point; thence North
 16 1° 17' East 208.80 feet, to a point; thence North 27° 15' West
 17 206.30 feet to a point; thence North 40° 51' West 121.50 feet;
 18 thence North 9° 01' East 142.00 feet to the southeast corner of
 19 that certain tract of land shown as belonging to Archie M. Hunt
 20 on that certain map recorded in Book 22 at page 23 of Record of
 21 Surveys in said County Recorder's Office;
 22 Thence westerly, southerly and westerly along the southerly line
 23 of said Archie M. Hunt tract of land to its intersection with the
 24 westerly line of said Canada de los Pinos or College Rancho;
 25 Thence southerly along the westerly line of said Rancho to its
 26 intersection with the East-West center line of Section 23, T. 6N.,
 27 R. 31W., S.B.B. and M.;
 28 Thence westerly along said East-West center line to and along
 29 the East-West center line of Section 22, of said Township and
 30 Range to a point on the westerly line of said Section 22;
 31 Thence northerly along the westerly line of said Section 22 to
 32 the northeasterly corner of Tract 30 of Rancho San Carlos de
 33 Jonata, as said Tract 30 is shown upon the first hereinabove
 34 mentioned map, said corner also being the southeasterly corner of
 35 Tract 31 as shown on the above mentioned map;
 36 Thence following the various courses of the common line of
 37 said Tracts 30 and 31, North 74° 39' West 314.60 feet to a point;
 38 thence North 63° 19' West 431.00 feet, to a point; thence South
 39 89° 57' West 288.50 feet, to a point; thence South 67° 45' West
 40 339.60 feet to a point; thence South 42° 01' West 444.00 feet to a

1 point; thence South 67° 07' West 477.70 feet to a point; thence
2 North 43° 36' West 358.90 feet to the point of beginning.

3 That portion of Tract 33 of the Rancho San Carlos de Jonata in
4 the County of Santa Barbara, State of California, according to the
5 map of Survey made by Povl Mygind of part of the Rancho San
6 Carlos de Jonata, for the Danish-American Colony, Santa Barbara
7 County, California, July 1911, filed in the office of the County
8 Recorder of said county, and designated as Maps No. 4 and 5 and
9 pasted in volume No. 6 of Maps and Surveys at Pages 20 and 21
10 described as follows:

11 Beginning at a $\frac{3}{4}$ inch pipe on the easterly line of Tract 33, said
12 pipe being set 638.9 feet north of the most southerly corner of
13 Tract 33, as shown on said Map and Survey, and running thence
14 North 73° 23' West 628.4 feet to a $\frac{3}{4}$ inch pipe set on the center
15 line of the Easterly road running north and south through Tract
16 33, as shown on said Map and Survey; thence continuing North
17 73° 23' West 381.0 feet to a $\frac{3}{4}$ inch pipe in the line between Tracts
18 No. 33 and 44, said point being located 2475.0 feet East of the
19 corner between Tracts Nos. 33, 44 and 43 as shown on said Map
20 and Survey, and running thence North 57° 53' West 79.47 feet as
21 per map recorded in Book 49 at Page 56 of Record of Surveys, to
22 the center line of the Westerly road running north and south
23 through Tract 33; thence along the center line of said road, North
24 2° 52' West 387.7 feet to a $\frac{3}{4}$ inch pipe; thence North 5° 29' East
25 347.6 feet to a $\frac{3}{4}$ inch pipe; thence leaving the center line of said
26 road, South 84° 31' East 363.0 feet to a $\frac{3}{4}$ inch pipe set at the
27 Southwest corner of the Tract of land described In the Deed to
28 Jess Clark, et ux., recorded July 21, 1952 as Instrument No. 10791
29 in Book 1082 at page 336 of Official Records; Thence North 11°
30 47' 30" East 456.22 feet to a $\frac{3}{4}$ inch pipe survey monument; thence
31 South 73° 23' East 458.61 feet to a $\frac{3}{4}$ inch pipe survey monument
32 set in the center line of the East Road running north and south
33 through said Tract 33 as shown on said Survey Map; thence South
34 16° 36' 45" West along the center line of said East Road 454.6
35 feet to a $\frac{3}{4}$ inch pipe survey monument; thence South 73° 23' East
36 501.6 feet to a $\frac{3}{4}$ inch pipe set on the East line of said Tract 33;
37 thence South 16° 36' 45" West along the East line of said Tract
38 33, a distance of 797.0 feet to a $\frac{3}{4}$ inch survey pipe to the point
39 of beginning of the property herein described.

40

1 That certain real property in the County of Santa Barbara, State
2 of California, described as follows:
3 Beginning at the southeast corner of Lot 53 of the lands of the
4 Los Olivos Land Association, according to the map thereof
5 recorded in Book 1, Page 40 of Maps and Surveys, records of said
6 County;
7 Thence 1st S. 89° 30' W. along the south line of said Lot, 541.28
8 feet to the point of intersection 01 said line with the northeasterly
9 line of the tract of land described in the deed to the State of
10 California, recorded February 28, 1964 as Instrument No. 8881 in
11 Book 2037, Page 1381 of Official Records, records of said County;
12 Thence along said northeasterly line of said State of California
13 tract of land (the bearings in said deed being revolved
14 counter-clockwise 1°48'42" to correspond to the bearings as shown
15 on hereinabove mentioned Los Olivos Land Association map and
16 the distances in said deed being multiplied by 1.0001027 to obtain
17 ground level distances) the following courses and distances:
18 2nd N. 40°36'05" W. 248.77 feet to the northwesterly terminus
19 of course (9) as described in said deed;
20 3rd N. 60°40'01" W. 135.50 feet;
21 4th N. 46°31'24" W. 500.28 feet;
22 5th N. 37°19'33" W. 142.59 feet;
23 6th N. 47°44'36" W. 345.05 feet;
24 7th N. 53°37' 58" W. 71.29 feet to the point of intersection of
25 said line with the center line of the abandoned portion of that 60
26 foot wide County Road known as Corral De Quati Road, said road
27 being more fully shown on said hereinabove mentioned map
28 recorded in Book 1, Page 40 of Maps and Surveys;
29 Thence 8th N. 10°30'51" E. leaving the northeasterly line of
30 said State of California tract of land and along the center line of
31 said abandoned portion of Corral De Quati Road, 163.40 feet to
32 the southerly line of Alamo Pintado Avenue;
33 Thence 9th 35 feet more or less S. 89°43'19" E. along the
34 southerly line of Alamo Pintado Avenue to the easterly line of
35 Corral De Quati Road;
36 Thence 10th N. 10°30' E. along the easterly line of said Corral
37 De Quati Road 197.06 feet more or less to an angle point therein;
38 Thence 11th N. 0°15' E. along the easterly line of said Corral
39 De Quati Road, 1320.00 feet more or less to an angle point therein;

1 Thence southerly, westerly, northerly, easterly and southerly,
2 around the island, along the shore line of Lake Cachuma to a point
3 below the northerly side of the aforesaid bridge;
4 Thence easterly, parallel to the northerly side of the bridge, to
5 a point in the shore line of Lake Cachuma;
6 Thence continuing along the shore line of Lake Cachuma,
7 northerly, northwesterly, northerly and northeasterly to Tequepis
8 Point;
9 Thence continuing along the shore line of Lake Cachuma,
10 southerly and easterly to a point which bears North 20°30' East,
11 a distance of 1030 feet, more or less, from an angle point in the
12 northerly right of way line of said State Highway 154, said angle
13 point being offset 60 feet north of centerline Station 572 plus 00.00
14 as shown on Sheet 20 of 30 sheets of said State Highway Right of
15 Way Map, State Highway 05-SB-154-17.87-10.3, dated April 1960;
16 Thence South 20°30' West, a distance of 1030 feet, more or less,
17 to said angle point;
18 Thence westerly and northwesterly along the northerly right of
19 way line of State Highway 154, as shown on Sheets 20, 21 and 22
20 of said Highway Right of Way Map, to an angle point in said line,
21 offset 85.00 feet northeasterly of centerline Station 598 plus 85.40
22 EC as shown on Sheet 21 of 30 sheets of said State Highway Right
23 of Way Map;
24 Thence South 40°40' West, a distance of 240 feet, more or less,
25 to an angle point in the boundary of the Cachuma Church Camp;
26 Thence along the boundary of the Cachuma Church Camp, the
27 following bearings and distances:
28 South 1°40' West, a distance of 923.00 feet; South 15°55' East,
29 a distance of 825.00 feet; South 31°05' West, a distance of 558.00
30 feet; North 59°51' West, a distance of 1021.00 feet; North 0°12'
31 East, a distance of 683.00 feet; North 8°30' East, a distance of
32 967.00 feet; North 40°38' East, a distance of 282.00 feet; and
33 North 71°40' East, a distance of 336.00 feet to an angle point
34 therein;
35 Thence leaving the boundary of the Cachuma Church Camp,
36 North 40°40' East, a distance of 320 feet, more or less, to a point
37 in the northerly right of way line of said State Highway 154, said
38 point bears South 58°34'30" East, a distance of 345.78 feet from
39 an angle point in the northerly right of way line of said State
40 Highway 154;

1 Thence North 58°34'30" West, along said northerly right of way
2 line, a distance of 345.78 feet to an angle point in said line, offset
3 85.00 feet northeasterly of centerline Station 606 plus 91.62 as
4 shown on the State Highway Right of Way Map, State Highway
5 05-SB-154-17.87-10.3, dated April 1960;

6 Thence South 20°30' West, a distance of 1030 feet, more or less,
7 to said angle point;

8 Thence westerly and northwesterly along the northerly right of
9 way line of State Highway 154, as shown on Sheets 20, 21 and 22
10 of said Highway Right of Way Map, to an angle point in said line,
11 offset 85.00 feet northeasterly of centerline Station 598 plus 85.40
12 EC as shown on Sheet 21 of 30 sheets of said State Highway Right
13 of Way Map;

14 Thence South 40°40' West, a distance of 240 feet, more or less,
15 to an angle point in the boundary of the Cachuma Church Camp;

16 Thence along the boundary of the Cachuma Church Camp, the
17 following bearings and distances:

18 South 1°40' West, a distance of 923.00 feet; South 15°55' East,
19 a distance of 825.00 feet; South 31°05' West, a distance of 558.00
20 feet; North 59°51' West, a distance of 1021.00 feet; North 0°12'
21 East, a distance of 683.00 feet; North 8°30' East, a distance of
22 967.00 feet; North 40°38' East, a distance of 282.00 feet; and
23 North 71°40' East, a distance of 336.00 feet to an angle point
24 therein;

25 Thence leaving the boundary of the Cachuma Church Camp,
26 North 40°40' East, a distance of 320 feet, more or less, to a point
27 in the northerly right of way line of said State Highway 154, said
28 point bears South 58°34'30" East, a distance of 345.78 feet from
29 an angle point in the northerly right of way line of said State
30 Highway 154;

31 Thence North 58°34'30" West, along said northerly right of way
32 line, a distance of 345.78 feet to an angle point in said line, offset
33 85.00 feet northeasterly of centerline Station 606 plus 91.62 as
34 shown on the aforesaid Sheet 22;

35 Thence westerly, along said northerly right of way line, to the
36 point of beginning.

37 Beginning at the southeasterly corner of Cachuma Trail
38 Concession, being a point offset North 19°10' East a distance of
39 60 feet, more or less, from Centerline Station 678 plus 50 of State

1 Highway 154, and being a point in the northerly right of way line
2 of said State Highway 154;

3 Thence North 70°50' west, along the southwesterly line of said
4 tract of land and the northerly right of way line of said Highway,
5 a distance of 384 feet to the most westerly corner thereof;

6 Thence along the general northwesterly line of said tract of land,
7 the following bearings and distances:

8 North 19°10' East, a distance of 154 feet; South 70°50' East, a
9 distance of 140 feet; and North 39°20' East, a distance of 145
10 feet to the most northerly corner of said tract of land;

11 Thence South 70°50' East, along the northerly line of said tract
12 of land, a distance of 34 feet to the beginning of a tangent 160 foot
13 radius curve in said line, concave to the southwest, whose central
14 angle is 90°;

15 Thence southeasterly along said curve, a distance of 251.33 feet
16 to the end thereof;

17 Thence tangent to said curve, South 19°10' West, along the
18 easterly line of said tract of land, a distance of 130 feet to the point
19 of beginning.

20
21 That certain real property in the County of Santa Barbara, State
22 of California, described as follows:

23 Beginning at the intersection of the easterly line of Rancho San
24 Carlos de Jonata with the line common to Section 2, Township 6
25 North, Range 31 West, San Bernardino Base and Meridian, and
26 Section 35, Township 7 North, Range 31 West, San Bernardino
27 Base and Meridian, said point of beginning being in the northerly
28 line of Improvement District No.1;

29 1. Thence easterly along the common line between said Section
30 2 and 35 to its intersection with the center line of Alamo Pintado
31 Road;

32 2. Thence northerly along the center line of said Alamo Pintado
33 Road to the northwest corner of that certain tract of land shown
34 as belonging to the Petan Co. on the map thereof recorded in Book
35 34 at page 24 of Record of Surveys in the Office of the County
36 Recorder;

37 3. Thence easterly along the northerly line of said Petan Co.
38 tract of land to the northeast corner thereof, being the northwest
39 corner of that certain tract of land described in the deed to Amory

1 H. Hutchinson recorded in Book 630 at page 212 of Official
2 Records in said County Recorder's Office;

3 4. Thence southerly, easterly, southerly, and easterly along the
4 westerly and southerly lines of said Amory H. Hutchinson tract of
5 land to the southeast corner thereof, said southeast corner being
6 an angle point in the northerly line of that certain 24.12-acre tract
7 of land shown upon the map thereof recorded in Book 36 at page
8 12 of Record of Surveys in said County Recorder's Office;

9 5. Thence northeasterly along the most northwesterly line of
10 said 24.12-acre tract of land to the most northerly point of said
11 tract;

12 6. Thence leaving the said northerly line of Improvement District
13 No.1, and continuing along the most westerly line of that certain
14 20.14-acre tract of land shown upon said map thereof recorded in
15 Book 36 at page 12 of Record of Surveys in said County Recorder's
16 Office the following courses and distances:

17 North 02° 00' 40" East 624.44 feet;

18 South 87° 05' East 22.13 feet;

19 North 12° 14' 10" East 112.60 feet;

20 North 54° 23' East 203.02 feet;

21 North 07° 29' West 233.71 feet;

22 North 63° 02' 30" West 162.22 feet;

23 North 04° 03' 20" East 151.42 feet;

24 North 29° 51' 50" East 270.58 feet;

25 North 61° 39' 15" East 235.68 feet;

26 South 42° 28' East 100.53 feet;

27 South 80° 49' East 91.68 feet;

28 North 72° 58' 30" East 20.27 feet;

29 North 02° 23' 10" West 186.57 feet;

30 South 87° 42' 40" East 196.16 feet;

31 7. Thence northerly along the westerly line of that 12.615-acre
32 tract of land shown upon map thereof recorded in Book 28, page
33 56 of Record of Surveys in said County Recorder's Office North
34 06° 00' 40" West 545.97 feet;

35 8. Thence westerly along the southerly line of that 158.06-acre
36 tract of land shown upon map thereof recorded in Book 24, page
37 150 of Record of Surveys in said County Recorder's Office North
38 89° 28' West 813.25 feet more or less to the intersection of said
39 southerly line with the easterly line of that tract of land described
40 in the deed to George Dobson A1t and Jane Wells A1t recorded

1 in Book 1306 at page 238 of Official Records in said County
 2 Recorder’s Office;
 3 9. Thence northerly along the easterly line of said George Dobson
 4 Alt, and Jane Wells Alt tract the following courses and distances
 5 to the north line of said tract:
 6 North 2° 24’ 10” East 297.69 feet;
 7 North 0° 54’ East 781.53 feet;
 8 South 85° 36’ 35” West 318.39 feet;
 9 North 23° 34’ 20” East 27.78 feet;
 10 North 39° 33’ 20” East 431.89 feet;
 11 North 15° 40’ 20” East 595.0 feet;
 12 10. Thence westerly along the northerly line of said George
 13 Dobson Alt and Jane Wells Alt tract, said line being also the
 14 southerly line of Farm Lots 117, 118 and 119 of the property of
 15 Los Olivos Land Association according to map thereof recorded
 16 in Book 1, page 40 of Maps and Surveys, in said County Recorder’s
 17 Office, North 89° 21’ West 989.74 feet more or less to the west
 18 line of said Farm Lot 117;
 19 11. Thence northerly along the westerly line of said Farm Lot
 20 117 North 913.44 feet to the south line of Roblar Avenue;
 21 12. Thence along the south line of said Roblar Avenue East
 22 58.59 feet more or less to the intersection of the southerly
 23 prolongation of the easterly line of Farm Lot 112 of Los Olivos
 24 Land Association according to said map thereof;
 25 13. Thence along said southerly prolongation of the easterly
 26 line of Farm Lot 112, and the easterly lines of ‘Farm Lots 112,
 27 108, 102, 97, 91, 85, and 84 of Los Olivos Land Association
 28 according to said map thereof North 0° 0’ 15” East 1864.44 feet
 29 to the south line of Santa Ynez Avenue;
 30 14. Thence along the south line of Santa Ynez Avenue East
 31 419.76 feet to the southerly prolongation of the east line of Easton
 32 Avenue;
 33 15. Thence along the said southerly prolongation of the east
 34 line and the east line of Easton Avenue North 919.98 feet to the
 35 south line of Park Street;
 36 16. Thence along the south line of Park Street East 149.82 feet
 37 to the intersection of the south line of Park Street and the east line
 38 of Corral de Quati Road;
 39 17. Thence along the east line of Corral de Quati Road the
 40 following courses and distances to the intersection of said east line

1 with the easterly prolongation of the southerly line of Lot 24 of
2 said Los Olivos Land Association:
3 North 32° East 1122.32 feet more or less;
4 North 10° 30' East 990.00 feet;
5 North 0° 15' East 1011.12 feet;
6 18. Thence along said easterly prolongation of the southerly
7 line of Lot 24 and southerly line of Lot 24 North 89° 45' West
8 822.37 feet to the southerly prolongation of the easterly line of
9 that parcel of land conveyed by deed to Wallace W. Arendt and
10 Elizabeth H. Arendt by deed recorded in Book 1464 at page 470
11 of Official Records in the said County Recorder's Office;
12 19. Thence northerly along said southerly prolongation of the
13 easterly line and the easterly line of said Arendt tract of land North
14 0° 40' 13" East 1796.57 feet more or less to the northerly line of
15 said Arendt tract of land;
16 20. Thence North 89° 08' 30" West 1324.12 feet along said
17 northerly line of said Arendt tract of land to the westerly line of
18 said Arendt tract of land said intersection also being a point on the
19 westerly right of way line of that 40-foot wide County Road known
20 as Figueroa Mountain Road;
21 21. Thence South 0° 51' 30" West 486.0 feet along said westerly
22 line of the Arendt tract of land to the southerly line of said Arendt
23 tract of land;
24 22. Thence South 89° 08' 30" East 76.36 feet along said
25 southerly line of the Arendt tract of land to the westerly right of
26 way line of the County Road known as Figueroa Mountain Road;
27 23. Thence South 11° 47' West 148.60 feet and South 0° 15'
28 West 135.00 feet along said westerly right of way line of the
29 County Road known as Figueroa Mountain Road to the northerly
30 line of that certain parcel of land conveyed to Virginia Maude
31 Roddie by deed recorded in Book 1845 of Official Records, page
32 488 in said County Recorder's Office;
33 24. Thence North 89° 45' West 970.80 feet along the northerly
34 line of said Virginia Maude Roddie tract of land and along the
35 northerly line and westerly prolongation thereof of that tract of
36 land conveyed to Sadie G. Hewes by deed recorded in Book 742
37 at page 137 of Official Records in said County Recorder's Office
38 to the westerly right of way line of the 60-foot wide County Road
39 known as Calkins Road;

1 25. Thence southerly along said westerly right of way line of
2 Calkins Road South 386.83 feet to the northerly line of that parcel
3 conveyed to Edward D. Casaroli by deed recorded in Book 1770
4 at Page 214 of Official Records in said County Recorder’s Office;
5 26. Thence westerly and southerly along said northerly line and
6 the westerly lines of said Casaroli tract of land to the southwesterly
7 corner of said Casaroli tract of land, said southwesterly corner also
8 being in the northerly right of way line of the State Highway Sign
9 Route 80;
10 27. Thence westerly along said northerly right of way line of
11 State Highway Sign Route 80 1580 feet more or less to the
12 northerly prolongation of the westerly line of Farm Lot 31 of Los
13 Olivos Land Association according to said map thereof;
14 28. Thence along said northerly prolongation of the westerly
15 line of Farm Lot 31, the westerly line of Farm Lot 31 and the
16 southerly prolongation of the westerly line of Farm Lot 31, South
17 $36^{\circ} 15'$ West 1226 feet more or less to the easterly line of Rancho
18 San Carlos de Jonata;
19 29. Thence along the said easterly line of Rancho San Carlos
20 de Jonata South $34^{\circ} 53' 10''$ East 1546.6 feet more or less to corner
21 “J” No. 5, being an angle point in said easterly line of Rancho San
22 Carlos de Jonata;
23 30. Thence continuing along said easterly line South $0^{\circ} 53' 50''$
24 West 2932.50 feet more or less to the westerly prolongation of the
25 southerly line of that parcel of land conveyed to Dica Hartley by
26 deed recorded in Book 474 at page 303 of Official Records in said
27 County Recorder’s Office;
28 31. Thence East 1419.00 feet to the westerly line of Farm Lot
29 110 of Los Olivos Land Association according to said map thereof;
30 32. Thence South 5495.88 feet more or less along the westerly
31 line of Farm Lots 110, 114, 115 and the southerly prolongation
32 thereof, and the west lines of Lots 123, 124, 125 and 126 of Los
33 Olivos Land Association according to said map thereof to the
34 southerly line of said Farm Lot 126;
35 33. Thence West 1455.1 feet along the westerly prolongation
36 of the south line of said Farm Lot 126 to said easterly line of
37 Rancho San Carlos de Jonata;
38 34. Thence South $0^{\circ} 53' 50''$ West 1360.73 feet along said
39 easterly line of Rancho San Carlos de Jonata to the POINT OF
40 BEGINNING.

1 That certain real property in the County of Santa Barbara, State
2 of California, described as follows:
3 The easterly half of the 60-foot street running northerly and
4 southerly along the easterly boundary of the Town of Santa Ynez
5 as shown on that certain map entitled “Map of the Town of Santa
6 Ynez, as surveyed by John Gilchrest, November-December, 1887”
7 in Volume 1 of Maps and Surveys at page 41, and recorded in the
8 office of the County Recorder, Santa Barbara, California, from the
9 center line of Sagunto Street to the center line of Santa Barbara
10 Avenue as said Santa Barbara Avenue is shown on that certain
11 map entitled “Map showing the Subdivisions of the Canada de los
12 Pinos or College Rancho, Santa Barbara County, California, as
13 surveyed by John Gilchrest and H. B. Carpenter, Surveyors,
14 1887-8”, the said map having been filed of record in the office of
15 the Recorder of Santa Barbara County, California, August 8, 1888,
16 in Rack No. 3, Map No. 4.

17
18 That certain real property in the County of Santa Barbara, State
19 of California, described as follows:

20 Commencing at the intersection of the easterly line of Rancho
21 San Carlos de Jonata with the line common to Section 2, Township
22 6 North, Range 31 West, San Bernardino Base and Meridian, and
23 Section 35, Township 7 North, Range 31 West, San Bernardino
24 Base and Meridian, said point of commencement being on the
25 boundary line of Improvement District No. 1;

26 1. Thence easterly along the common line between said Section
27 2 and 35 to its intersection with the center line of Alamo Pintado
28 Road;

29 2. Thence northerly along the center line of said Alamo Pintado
30 Road to the northwest corner of that certain tract of land shown
31 as belonging to the Petan Co. on the map thereof recorded in Book
32 34 at page 24 of Record of Surveys in the Office of the County
33 Recorder;

34 3. Thence easterly along the northerly line of said Petan Co.
35 tract of land to the northeast corner thereof, being the northwest
36 corner of that certain tract of land described in the deed to Amory
37 H. Hutchinson recorded in Book 630 at page 212 of Official
38 Records in said County Recorder’s Office;

39 4. Thence southerly, easterly, southerly, and easterly along the
40 westerly and southerly lines of said Amory H. Hutchinson tract of

1 land to the southeast corner thereof, said southeast corner being
 2 an angle point in the northerly line of that certain 24.12-acre tract
 3 of land shown upon the map thereof recorded in Book 36 at page
 4 12 of Record of Surveys in said County Recorder’s Office;

5 5. Thence northeasterly along the most northwesterly line of
 6 said 24.12-acre tract of land to the most northerly point of said
 7 tract which is an angle point along the boundary line of
 8 Improvement District No. 1 and is the true point of beginning of
 9 the parcel of real property herein to be described;

10 6. Thence following the easterly line of Improvement District
 11 No. 1, and continuing along the most westerly line of that certain
 12 20.14-acre tract of land shown upon said map thereof recorded in
 13 Book 36 at page 12 of Record of Surveys in said County Recorder’s
 14 Office the following courses and distances:

- 15 North 02°00’40” East 642.44 feet;
- 16 South 87°05’ East 22.13 feet;
- 17 North 12°14’10” East 112.60 feet;
- 18 North 54°23’ East 203.02 feet;
- 19 North 07°29’ West 233.71 feet;
- 20 North 63°02’30” West 162.22 feet;
- 21 North 04°03’20” East 151.42 feet;
- 22 North 29°51’50” East 270.58 feet;
- 23 North 61°39’15” East 235.68 feet;
- 24 South 42°28’ East 100.53 feet;
- 25 South 80°49’ East 91.68 feet;
- 26 North 72°58’30” East 2Q.27 feet;
- 27 North 02°23’10” West 186.57 feet;
- 28 South 87°42’40” East 196.16 feet;

29 7. Thence northerly along the westerly line of that 12.615-acre
 30 tract of land shown upon map thereof recorded in Book 28, page
 31 56 of Record of Surveys in said County Recorder’s Office North
 32 06°00’40” West 545.97 feet;

33 8. Thence westerly along the southerly line of that 158.06-acre
 34 tract of land shown upon map thereof recorded in Book 24, Page
 35 150 of Record of Surveys in said County Recorder’s Office North
 36 89°28’ West 813.25 feet more or less to the intersection of said
 37 southerly line with the easterly line of that tract of land described
 38 in the deed to George Dobson Alt and Jane Wells Alt recorded in
 39 Book 1306 at page 238 of Official Records in said County
 40 Recorder’s Office;

1 9. Thence northerly along the easterly line of said George
2 Dobson Alt and Jane Wells Alt tract the following courses and
3 distances to the north line of said tract:

- 4 North 2°24'10" East 297.69 feet;
- 5 North 0°54' East 781.53 feet;
- 6 South 85°36'35" West 318.39 feet;
- 7 North 23°34'20" East 27.78 feet;
- 8 North 39°33'20" East 431.89 feet;
- 9 North 15°40'20" East 595.0 feet;

10 10. Thence westerly along the northerly line of said George
11 Dobson Alt and Jane Wells Alt tract, said line being also the
12 southerly line of Farm Lots 117, 118 and 119 of the property of
13 Los Olivos Land Association according to map thereof recorded
14 in Book 1, page 40 of Maps and Surveys, in said County Recorder's
15 Office, North 89°21' West 989.74 feet more or less to the west
16 line of said Farm Lot 117;

17 11. Thence northerly along the westerly line of said Farm Lot
18 117 North 913.44 feet to the south line of Roblar Avenue;

19 12. Thence along the south line of said Roblar Avenue East
20 58.59 feet more or less to the intersection of the southerly
21 prolongation of the easterly line of Farm Lot 112 of Los Olivos
22 Land Association according to said map thereof;

23 13. Thence along said southerly prolongation of the easterly
24 line of Farm Lot 112, and the easterly lines of Farm Lots 112, 108,
25 102, 97, 91, 85, and 84 of Los Olivos Land Association according
26 to said map thereof North 0°0'15" East 1864.44 feet to the south
27 line of Santa Ynez Avenue;

28 14. Thence along the south line of Santa Ynez Avenue East
29 419.76 feet to the southerly prolongation of the east line of Easton
30 Avenue;

31 15. Thence along the said southerly prolongation of the east
32 line and the east line of Easton Avenue North 919.98 feet to the
33 south line of Park Street;

34 16. Thence along the south line of Park Street East 149.82 feet
35 to the intersection of the south line of Park Street and the east line
36 of Corral de Quati Road;

37 17. Thence along the east line of Corral de Quati Road North
38 32° East 1122.32 feet more or less to an angle point in said east
39 line of Corral de Quati Road, said angle point being South 10°30'

1 West 161.04 feet from the southwest corner of Farm Lot 48 of Los
 2 Olivos Land Association according to said map thereof;
 3 18. Thence along the said east line of Corral de Quati Road
 4 North 10°30' East 365 feet more or less to the intersection of said
 5 east line with the center line of State Highway Route 80A;
 6 19. Thence leaving the Improvement District No. 1 easterly
 7 boundary line and following southeasterly along the center line of
 8 State Highway Route 80A the following courses and distances to
 9 the intersection of said center line with the southerly line of that
 10 certain 11.130-acre tract of land shown upon the map thereof
 11 recorded in Book 27, at page 158, of Surveys in said County
 12 Recorder's Office, said intersection also being an angle point along
 13 the easterly boundary line of Improvement District No. 1:
 14 South 45°30' East 1485 feet more or less to the beginning of a
 15 curve to the right having a radius of 6000.00 feet and a delta of
 16 10°26'; Along the arc of said curve 1092.58 feet to the end thereof;
 17 South 35°04' East 8816.98 feet;
 18 20. Thence following the boundary line of Improvement District
 19 No. 1, along the southerly line of said 11.130-acre tract of land
 20 North 89°38' West 969.12 feet to the southwest corner thereof;
 21 21. Thence along the easterly and southerly lines of that certain
 22 15.00-acre tract of land shown as belonging to Joe Arbelaitz upon
 23 the map thereof recorded in Book 27 at page 177 of Record of
 24 Surveys in said County Recorder's Office, South 0°20' West
 25 495.00 feet and North 89°39' West 1320.25 feet to the southwest
 26 corner thereof;
 27 22. Thence along the easterly and northerly line of Lot 3, Tract
 28 5, of Canada de los Pinos or College Rancho, as said Rancho is
 29 shown upon the map thereof recorded in said County Recorder's
 30 Office as Map 4 in Rack 3, North 495.00 feet and West 1320.00
 31 feet to the intersection of the westerly prolongation of said
 32 northerly line with the center line of Refugio Road;
 33 23. Thence along the center line of said Refugio Road South
 34 912.00 feet to the northerly line of that certain tract of land
 35 described in the deed to Norman E. Sterling et ux, recorded in
 36 Book 443 at page 320 of Official Records in said County
 37 Recorder's Office;
 38 24. Thence along the northerly line of said tract of land West
 39 990.00 feet to the northwest corner thereof;

1 25. Thence along the north-south center line of the west half of
2 Lot 2, Tract 5, of said Subdivisions of said Canada de los Pinos
3 or College Rancho, North 912.00 feet to the intersection of said
4 north-south center line with the northerly line of said Lot 2, Tract
5 5;

6 26. Thence along the northerly line of said Lot 2, Tract 5, West
7 330.00 feet to the northwest corner thereof;

8 27. Thence along the easterly and northerly lines of a certain
9 tract of land shown upon the map thereof entitled, "Record of
10 Survey Lot 1 and part of Lot 8, Tract 5, Rancho Canada de los
11 Pinos, Santa Ynez Valley, County of Santa Barbara, Calif.",
12 recorded in Book 32 at page 97 of Record of Surveys in said
13 County Recorder's Office, North 0°19' East 659.46 feet and North
14 89°45'30" West 610.28 feet to the northwest corner thereof;

15 28. Thence along the westerly line of said Canada de los Pinos
16 or College Rancho South 2°12'20" East 1481.80 feet to the
17 northeast corner of that certain tract of land described in the deed
18 to Benjamin F. Sweet et ux, recorded in Book 1417 at page 300
19 of Official Records in said County Recorder's Office;

20 29. Thence along the northerly line of said Benjamin F. Sweet
21 et ux tract of land North 89°50' West 910.53 feet to the northwest
22 corner thereof, said northwest corner also being a point along a
23 curve to the left having a radius of 630.00 feet, a delta of 23°53'45"
24 and a length of 262.75 feet in that certain 24.12-acre tract of land
25 shown upon the map thereof recorded in Book 36 at page 12 of
26 Records of Surveys in said County Recorder's Office;

27 30. Thence along the easterly and northerly line of said
28 24.12-acre tract to the true point of beginning of the parcel of real
29 property herein described, the following courses and distances:

30 Along said curve to the left through a delta of 17°23'39" and a
31 distance 191.26 feet to the end of said curve; North 0°51'55" East
32 15.71 feet to the beginning of a curve to the left having a radius
33 of 690.00 feet and a delta of 19°52'55";

34 Along the arc of said curve 239.43 feet to the end thereof;

35 North 19°01' West 97.81 feet to the beginning of a curve to the
36 left having a radius of 670.00 feet and a delta of 13°57'40";

37 Along the arc of said curve through a delta of 1°44'26" and a
38 distance of 20.35 feet;

39 North 89°50' West 681.96 feet.
40

1 Beginning at the northwest corner of that parcel of land conveyed
2 to Wallace W. Arendt and Elizabeth H. Arendt by deed recorded
3 in Book 1464 at Page 470 of Official Records in the said County
4 Recorder's Office; said northwest corner also being a point on the
5 westerly right-of-way line of that 40-foot wide County Road known
6 as Figueroa Mountain Road and an angle point in the boundary
7 line of Santa Ynez River Water Conservation District's
8 Improvement District No. 1;

9 Thence along the northerly line of said Arendt tract of land South
10 $89^{\circ}08'30''$ East 20 feet more or less to the center line of said
11 Figueroa Mountain Road;

12 Thence along the center line of said Figueroa Mountain Road,
13 said center line also being the easterly boundary line of the Santa
14 Ynez River Water Conservation District, North $0^{\circ}51'30''$ East
15 294.12 feet more or less to the intersection of said center line with
16 the easterly prolongation of the northerly line of that parcel of land
17 described in the deed to Carl Sides recorded in Book 734 at page
18 143 of Official Records in said County Recorder's Office;

19 Thence leaving the easterly boundary line of the Santa Ynez
20 River Water Conservation District and following along said easterly
21 prolongation of the northerly line and the northerly line of said
22 Carl Sides parcel of land North $89^{\circ}38'30''$ West 406.72 feet more
23 or less to the northwest corner of said Carl Sides parcel of land;

24 Thence South $0^{\circ}15'$ West 1060.87 feet to the southwest corner
25 of said Carl Sides parcel of land, said southwest corner being a
26 point on the Santa Ynez River Water Conservation District's
27 Improvement District No. 1 boundary line;

28 Thence following the southerly boundary line of said Carl Sides
29 parcel of land and the Improvement District No. 1 boundary line
30 South $89^{\circ}45'$ East 495.62 feet to a point on said westerly
31 right-of-way line of Figueroa Mountain Road;

32 Thence along said westerly right-of-way line of Figueroa
33 Mountain Road, said westerly right-of-way line also being said
34 Improvement District No. 1 boundary line, North $0^{\circ}15'$ East 135.00
35 feet and North $11^{\circ}47'$ West 148.60 feet;

36 Thence along the southerly line of said Arendt tract of land to
37 the southwest corner thereof North $89^{\circ}08'30''$ West 76.36 feet;

38 Thence along the westerly line of said Arendt tract of land North
39 $0^{\circ}51'30''$ East 486.0 feet more or less to the POINT OF
40 BEGINNING.

1
 2 Beginning at the point of intersection of the southerly line of the
 3 right-of-way of State Highway No. 154 with the westerly line of
 4 Farm Lot 31 of the property of the Los Olivos Land Association
 5 according to the map thereof recorded in Book 1 at page 40 of
 6 Maps and Surveys in the office of the County Recorder of said
 7 County, said point of intersection being a point on the boundary
 8 line of the Santa Ynez River Water Conservation District's
 9 Improvement District No. 1;

10 Thence leaving said Improvement District No. 1 boundary line
 11 and following the southerly right-of-way line of State Highway
 12 No. 154 and the northeasterly boundary line of a parcel of land
 13 designated as "Parcel A, 38.393 Acres", upon a map recorded in
 14 Book 69 at page 49 of Records of Surveys in said County
 15 Recorder's Office, North 45°32'40" West 316.13 feet and North
 16 37°33'26" West 301. 32 feet;

17 Thence along the northwesterly boundary line of said Parcel A
 18 South 55°03'50" West 1246.51 feet;

19 Thence along the southwesterly and southerly boundary lines
 20 of said Parcel A South 34°56'10" East 1065.13 feet and North
 21 89°33'10" East 370.21 feet to a point on the northeasterly boundary
 22 line of Rancho San Carlos de Jonata, said point also being a point
 23 on the boundary line of said Improvement District No. 1;

24 Thence following the northeasterly boundary line of Rancho
 25 San Carlos de Jonata and Improvement District No. 1 boundary
 26 Line North 34°53'10" West 355 feet more or less to the intersection
 27 of said line with the southerly prolongation of the westerly line of
 28 Farm Lot 31;

29 Thence along the said southerly prolongation of the westerly
 30 line and the westerly line of Farm Lot 31 North 36°15' East 1066
 31 feet more or less to the POINT OF BEGINNING.

32
 33 Beginning at the northerly corner of Tract 30 of the Rancho San
 34 Carlos de Jonata as shown on that certain map entitled "Sheet 7,
 35 8 and 9 of the continuation of the six sheets of the map of survey
 36 made by F. F. Flournoy of part of the Rancho San Carlos de Jonata"
 37 recorded in the Office of the County Recorder of Santa Barbara
 38 County in Book 5 of Maps and Surveys at pages 84, 85 and 86,
 39 said corner being on the exterior boundary line of Improvement

1 District No. 1, Santa Ynez River Water Conservation District as
 2 it now exists;
 3 Thence South 1649.81 feet along the west line of said Tract 30;
 4 Thence North 58°40'20" East 990.67 feet;
 5 Thence North 13°20'30" East 19.15 feet to the northeasterly line
 6 of said Tract 30, being the exterior boundary line of said
 7 Improvement District No. 1 as it now exists;
 8 Thence along said northeasterly line and exterior boundary the
 9 following courses and distances:
 10 North 38°56' West 49.82 feet;
 11 Thence North 54°56' West 432.35 feet;
 12 Thence North 44°51' West 450.0 feet;
 13 Thence North 26°41' West 270.0 feet;
 14 Thence North 52°42'42" West 270.0 feet to said POINT OF
 15 BEGINNING.

16
 17 That portion of Tract No. 30 of the Rancho San Carlos de Jonata
 18 in the County of Santa Barbara, State of California, according to
 19 the map of subdivision of a portion of said Rancho filed in Book
 20 5 at pages 84, 85 and 86 of Maps and Surveys, records of said
 21 County, described as follows:

22 Beginning at a point on the common line between Tracts No. 30
 23 and 31 of said Rancho, distant thereon N. 74°14'00" W. 101.25
 24 feet from the most easterly corner of said Tract No. 30;
 25 Thence 1st along said common line between Tracts No. 30 and
 26 31, N. 74°14'00" W. 213.22 feet to a 1/2" survey pipe;
 27 Thence 2nd N. 62°54'10" W. 431.14 feet to a 1/2" survey pipe;
 28 Thence 3rd N. 89°29'10" W. 288.62 feet to a 3/4" survey pipe;
 29 Thence 4th S. 68°13'10" W. 339.44 feet to a 3/4" survey pipe;
 30 Thence 5th S. 42°26'30" W. 444.22 feet to an old 3/4" survey
 31 pipe set at the most southerly corner of said Tract No. 31;
 32 Thence 6th continuing along said line between Tracts No. 30
 33 and 31, N. 66°40'50" W. 148.50 feet to a point on the easterly line
 34 of Tract No. 10,190, according to the map thereof filed in Book
 35 55 at pages 99 and 100 of Maps, records of said County, distant
 36 along said easterly line N. 33°29'50" E. 41.82 feet from the most
 37 southerly corner thereof;
 38 Thence 7th leaving the line between Tracts No. 30 and 31 S.
 39 33°29'50" W. 41.82 feet to the most southerly corner of Tract No.
 40 10,190;

1 Thence 8th along the easterly prolongation of the southerly line
2 of said Tract No. 10,190, S. 66°14'40" E. 262.22 feet to a ½"
3 survey pipe;
4 Thence 9th S. 59°19'40" E. 536.22 feet to a ½" survey pipe;
5 Thence 10th S. 16°43'00" W. 823.73 feet to a point on the
6 southwesterly line of said Tract No. 30;
7 Thence 11th along said southwesterly line S. 59°19'40" E.
8 415.00 feet more or less to the westerly boundary of the Solvang
9 Municipal Improvement District, Alisal Annexation, on the course
10 therein designated N. 30°36' E. 1095.28 feet;
11 Thence 12th along said westerly boundary N. 30°36' E. 315.00
12 feet more or less to the northeasterly end of said course designated
13 N. 30°36' E. 1095.28 feet;
14 Thence 13th N. 17°42'30" E. 898.73 feet to a point in the
15 southeasterly line of that portion of Alisal Road abandoned July
16 19, 1960, by Resolution 20575 of the Board of Supervisors of the
17 County of Santa Barbara;
18 Thence 14th along said southeasterly line the following courses
19 and distances, N. 36°38' E. 82.50 feet;
20 Thence 15th N. 17°42'30" E. 256.00 feet;
21 Thence 16th N. 79°11'30" E. 234.00 feet;
22 Thence 17th N. 39°56' E. 70.54 feet to a point in the northerly
23 line of Tract 30 of Rancho San Carlos de Jonata, said line being
24 the exterior boundary line of Improvement District No. 1, Santa
25 Ynez River Water Conservation District, as it now exists and the
26 point of beginning of the parcel of land hereinabove described.
27 That portion of Lot 3 of Rancho Alisal in the County of Santa
28 Barbara, State of California, as said lot is shown on Sheets 4 and
29 5 of the map of Rancho Alisal filed in Book 9 at pages 67 and 68
30 of Maps and Surveys, records of said County, described as follows:
31 Beginning at a point on the northeasterly line of said Lot 3 at its
32 intersection with the westerly line of Alisal Road, the same being
33 the southwesterly line of Tract No. 30 hereinabove described in
34 Parcel One, distant thereon N. 59°19'40" W. 60.02 feet from the
35 most westerly corner of the tract of land described in the deed to
36 Petan Company, recorded January 3, 1956, in Book 1354 at page
37 82 of Official Records of said County;
38 Thence 1st along said line between Lot 3 of Rancho Alisal and
39 Tract No. 30 of Rancho San Carlos de Jonata, N. 59°19'40" W.
40 120.00 feet;

1 Thence 2nd leaving the above-mentioned line, S. 29°05'00" W.
 2 100.00 feet;
 3 Thence 3rd S. 59°19'40" E. 120.00 feet to a point on said
 4 Westerly line of Alisal Road;
 5 Thence 4th along said westerly line N. 29°05'00" E. 100.00 feet
 6 to the place of beginning, containing 0.275 acres.
 7 Beginning at the northeasterly corner of Tract No. 30 of Rancho
 8 San Carlos de Jonata as said tract is shown upon that certain map
 9 entitled "Sheet 7, 8 and 9, of the continuation of the six sheets of
 10 the map of survey made by, F. F. Flournoy, of a part of the Rancho
 11 San Carlos de Jonata, dated April 8, 1910," and filed in the Santa
 12 Barbara County Recorder's Office, October 24, 1910, in Book 5
 13 at pages 84, 85 and 86 of Maps and Surveys, said corner being on
 14 the easterly line of Rancho San Carlos de Jonata, and on the
 15 exterior boundary line of the Santa Ynez River Water Conservation
 16 District's Special Improvement District No. 1 as it now exists;
 17 1. Thence South 20°43'10" West 1902.30 feet along said
 18 easterly line of Rancho San Carlos de Jonata and the southwesterly
 19 prolongation thereof to the point of intersection with the northerly
 20 line of the parcel of Rancho Alisal shown on the map entitled
 21 "Record of Survey Portion of Lots 2, 3 and 5 Rancho Alisal" which
 22 map was filed in the Office of the County Recorder of Santa
 23 Barbara County in Book 49 at pages 20 and 21, Record of Surveys;
 24 2. Thence South 67°05'15" East 378.22 feet along said northerly
 25 line to the northeasterly corner of said parcel of Rancho Alisal;
 26 3. Thence along the easterly line of said parcel of Rancho Alisal
 27 South 4°27'10" West 180.00 feet;
 28 Thence leaving said easterly line the following courses and
 29 distances:
 30 4. South 67°00'00" East 230.00 feet;
 31 5. South 3°00'00" West 350.00 feet;
 32 6. South 85°00'00" East 280.00 feet;
 33 7. South 600.00 feet;
 34 8. South 48°00'00" West 280.00 feet;
 35 9. North 64°30'00" West 224.88 feet to a point on a curve
 36 concave to the Northwest, the center of which lies North 66°53'06"
 37 West 580.00 feet;
 38 10. Thence Southwesterly along said curve with a radius of
 39 580.00 feet through a delta 50°38'50" to the end of said curve;

- 1 11. Thence South $73^{\circ}45'44''$ West 190.96 feet to the beginning
- 2 of a curve concave to the Southeast;
- 3 12. Thence along said curve, with a radius of 970.00 feet,
- 4 through a delta of $14^{\circ}23'12''$ to the end of said curve;
- 5 13. Thence South $59^{\circ}22'32''$ West 202.93 feet to the beginning
- 6 of a curve concave to the Southeast;
- 7 14. Thence along said curve with a radius of 370.00 feet through
- 8 a delta of $0^{\circ}30'50''$ to its intersection with the aforementioned
- 9 easterly line of said parcel of Rancho Alisal, said intersection lies
- 10 South $56^{\circ}24'10''$ West 289.60 feet from point No. 11 of said parcel
- 11 of Rancho Alisal as shown on said map;
- 12 15. Thence following the aforementioned easterly line of said
- 13 parcel of Rancho Alisal South $56^{\circ}24'10''$ West 31.75 feet to a
- 14 point on a curve concave to the Southeast, the center of which
- 15 bears South $36^{\circ}03'22''$ East 370.00 feet;
- 16 16. Thence leaving the easterly line of said parcel of Rancho
- 17 Alisal, Southwesterly along said curve with a radius of 370.00 feet
- 18 through a delta of $46^{\circ}12'28''$;
- 19 17. Thence leaving said curve North $78^{\circ}00'00''$ East 115.00
- 20 feet;
- 21 18. Thence South $29^{\circ}30'00''$ East 1,075.00 feet;
- 22 19. Thence East 530.00 feet;
- 23 20. Thence South 600.00 feet;
- 24 21. Thence South $39^{\circ}15'00''$ West 550.00 feet;
- 25 22. Thence South $30^{\circ}00'00''$ East 750.00 feet;
- 26 23. Thence East 300.00 feet;
- 27 24. Thence South $4^{\circ}49'22''$ West 125.46 feet to the point of
- 28 intersection with the East-West center line of Section 27, T.-6N.,
- 29 R.-31W., S.B.B. and M., said East-West center line being 7910.70
- 30 feet South of northerly boundary line of Section 22, T.-6N.,
- 31 R.-31W., S.B.B. and M., as shown on the map entitled "Record
- 32 of Survey of the $N\frac{1}{2}$, of $NW\frac{1}{4}$ & $NE\frac{1}{4}$ of Section 22,
- 33 T6N-R31W-SBB&M" filed in the Santa Barbara County
- 34 Recorder's Office in Book 32, page 28;
- 35 25. Thence West 981.68 feet along said East-West center line
- 36 of Section 27 and Section 28 to the point of intersection with the
- 37 line common to Alisal Development Area and Alisal Golf Course
- 38 as shown on said map of Rancho Alisal;
- 39 Thence along said common line the following courses and
- 40 distances:

- 1 26. North $2^{\circ}53'25''$ East 162.54 feet;
- 2 27. Thence North $7^{\circ}50'50''$ West 297.08 feet;
- 3 28. Thence North $78^{\circ}17'30''$ West 279.75 feet;
- 4 29. Thence South $86^{\circ}31'$ West 152.94 feet;
- 5 30. Thence North $19^{\circ}59'20''$ West 173.41 feet;
- 6 31. Thence leaving said common line North $84^{\circ}11'10''$ West
- 7 579.68 feet to a point in the center line of Alisal Road;
- 8 32. Thence North $19^{\circ}36'$ West 200.90 feet along said center
- 9 line;
- 10 33. Thence leaving said center line North $61^{\circ}01'40''$ East 588.51
- 11 feet to a point on said line common to Alisal Golf Course and
- 12 Alisal Development Area;
- 13 Thence along said common line the following courses and
- 14 distances:
- 15 34. North $0^{\circ}11'$ East 297.57 feet;
- 16 35. Thence North $15^{\circ}24'35''$ West 342.70 feet;
- 17 36. Thence North $8^{\circ}30'25''$ East 252.66 feet;
- 18 37. Thence North $1^{\circ}33'30''$ West 556.70 feet;
- 19 38. Thence North $40^{\circ}18'$ West 250.62 feet;
- 20 39. Thence North $42^{\circ}32'40''$ East 314.17 feet;
- 21 40. Thence North $71^{\circ}48'$ East 192.17 feet;
- 22 41. Thence North $26^{\circ}04'50''$ East 145.49 feet;
- 23 42. Thence North $52^{\circ}47'05''$ East 520.58 feet;
- 24 43. Thence leaving said common line North $62^{\circ}28'30''$ West
- 25 873.93 feet to a point in the center line of Alisal Road;
- 26 44. Thence North $27^{\circ}31'30''$ East 764.91 feet along said center
- 27 line;
- 28 45. Thence North $30^{\circ}36'$ East 1095.28 feet;
- 29 46. Thence North $17^{\circ}42'30''$ East 898.73 feet to a point in the
- 30 southeasterly line of that portion of Alisal Road abandoned July
- 31 19, 1960, by Resolution No. 20575 of the Board of Supervisors
- 32 of the County of Santa Barbara;
- 33 Thence along said southeasterly line the following courses and
- 34 distances:
- 35 47. North $36^{\circ}38'$ East 82.50 feet;
- 36 48. Thence North $17^{\circ}42'30''$ East 256.00 feet;
- 37 49. Thence North $79^{\circ}11'30''$ East 234.00 feet;
- 38 50. Thence North $39^{\circ}56'$ East 70.54 feet to a point in the
- 39 northerly line of tract 30 of Rancho San Carlos de Jonata, said line
- 40 being the exterior boundary line of Santa Ynez River Water

1 Conservation District’s Special Improvement District No. 1 as it
2 now exists;

3 51. Thence South 74°39’ East 101.25 feet along said line to the
4 POINT OF BEGINNING.

5
6 That portion of Tract 33 of the Ranch San Carlos de Jonata, in
7 the county of Santa Barbara, State of California, according to the
8 map thereof recorded in Book 6, pages 17 to 26, inclusive of Maps
9 and Surveys, records of said County, described as follows:

10 Beginning at the most Southerly corner of that tract of land
11 described in the quitclaim deed to Zada Saunders, a widow,
12 recorded March 12, 1968, as Instrument No. 8422 in Book 2224,
13 page 1171 of Official Records, records of said county; thence
14 North 2° 59’ 10” west, along the Easterly boundary line of said
15 Saunders tract of land 388.23 feet to an angle point therein; thence
16 continuing along said boundary line, North 5° 26’ 30” East 196.00
17 feet; thence North 84° 33’ 30” West 45.00 feet to the beginning
18 of a curve concave to the South having a radius of 600.00 feet and
19 a delta of 21° 30’ 44”; thence Southwesterly along the arc of said
20 curve, 225.28 feet; thence South 73° 55’ 46” West 227.80 feet to
21 the beginning of a curve concave to the North having a radius of
22 500.00 feet and a delta of 48° 11’ 14”; thence Westerly along the
23 arc of said last mentioned curve 420.51 feet to the point of cusp
24 with the Southwesterly line of said Saunders tract of land; thence
25 South 57° 53’ East along said Southwesterly line of said Saunders
26 tract of land, 1053.82 feet to the point of beginning.

27 The land hereinabove described is shown and designated as
28 “Parcel A” on Parcel Map No. 10500 and filed in Book 1, page
29 99 of Parcel Maps, in the Office of the County Recorder of said
30 County.

31 Excepting therefrom all oil, petroleum and other hydrocarbon
32 substances including natural gas in on or under said land.

33 An easement for road and public utilities purposes, over, under,
34 upon and through a strip of land 60 feet in width, being a portion
35 of tract 33 of the Rancho San Carlos de Jonata, situate in the
36 County of Santa Barbara, State of California, according to the map
37 thereof, recorded in Book 6 at page 17 through 26, inclusive, of
38 Maps and Surveys, in the Office of the County Recorder of said
39 County, said easement to lie 30 feet on each side of the following
40 described center line:

1 Beginning at the most Westerly corner of that tract of land
2 described as “Parcel One” in the deed to Robert A. Felburg, et ux.,
3 recorded January 15, 1963, as Instrument No. 1962 in Book 1971
4 as page 1228 of Official Records, records of said county, said
5 corner being a point on the Southwesterly line of said Tract 33;
6 thence South $57^{\circ} 53'$ East, along said Southwesterly line, 102.71
7 feet to the beginning of a tangent curve, concave to the North,
8 having a radius of 500.00 feet and a delta of $48^{\circ} 11' 14''$; thence
9 Easterly along the arc of said curve, 420.51 feet to the end thereof;
10 thence North $73^{\circ} 55' 46''$ East, 227.80 feet to the beginning of a
11 tangent curve, concave to the South, having a radius of 600.00 feet
12 and a delta of $21^{\circ} 30' 44''$; thence Easterly along the arc of said
13 curve, 225.28 feet to the end thereof; thence South $84^{\circ} 33' 30''$ East,
14 45.00 feet to a point on the Easterly line of said Felburg Tract of
15 land, “Parcel One” and the end of said easement.

16 Excepting therefrom that portion lying within the lines of Parcel
17 One hereinabove described.

18 That certain real property in the County of Santa Barbara, State
19 of California, described as follows:

20 Beginning at the southeast corner of Lot 53 of the ____ of the
21 Los Olivos Land Association, according to the map thereof
22 recorded in Book 1, page 40 of Maps and Surveys, records of said
23 county;

24 Thence 1st S. $89^{\circ} 30'$ W. along the south line of said Lot, 541
25 ____ feet to the point of intersection of said line with the
26 northeasterly line of the tract of land described in the deed to the
27 State of California recorded February 28, 1964, as Instrument No.
28 8881 in Book 2037, Page (____) of Officials Records, records of
29 said county;

30 Thence along said northeasterly line of said State of California
31 tract of land (the bearings in said deed being revolved
32 counter-clockwise $1^{\circ} 48' 42''$ to correspond to the bearings as
33 shown on hereinabove mentioned Los Olivos Land Association
34 map and the distances in said deed being multiplied by 1.0001027
35 to obtain ground level distances) the following courses and
36 distances:

37 2nd N. $40^{\circ} 36' 05''$ W. 248.77 feet to the northwesterly terminus
38 of course (9) as described in said deed;

39 3rd N. $60^{\circ} 40' 01''$ W. 135.50 feet;

40 4th N. $46^{\circ} 31' 24''$ W. 500.28 feet;

1 5th N. 37° 19' 33" W. 142.59 feet;
2 6th N. 47° 44' 36" W. 345.05 feet;
3 7th N. 53° 27' 58" W. 71.29 feet to the point of intersection of
4 said line with the center line of the abandoned portion of that 60
5 foot wide County Road known as Corral De Quati Road, said road
6 being more fully shown on said hereinabove mentioned map
7 recorded in Book 1, page 40 of Maps and Surveys;
8 Thence 8th N. 10° 30' 51."

9 16. (a) The district may be entirely within unincorporated
10 territory or partly within unincorporated and partly within
11 incorporated territory.

12 (b) The territory to be included within the district need not be
13 contiguous.

14
15 Chapter 2. Improvement District No. 1: Acquisition of
16 Properties, Rights and Functions
17

18 17. (a) The district succeeds to, and is vested with, all the
19 powers, duties, responsibilities, obligations, liabilities, and
20 jurisdiction of Improvement District No. 1, which shall cease to
21 exist as of January 1, 2009.

22 (b) The status, position, and rights of any officer or employee
23 of Improvement District No. 1 shall not be affected by the transfer
24 and shall be retained by the person as an officer or employee of
25 the district.

26 (c) No payment for the use, or right of use, of any property, real
27 or personal, acquired or constructed by Improvement District No.
28 1 shall be required by reason of the succession pursuant to
29 subdivision (a); nor shall any payment for the district's acquisition
30 of the powers, duties, responsibilities, obligations, liabilities, and
31 jurisdiction be required by reason of that succession.

32 (d) The district shall have possession and control of all records,
33 papers, offices, equipment, supplies, moneys, funds, appropriations,
34 licenses, permits, agreements, contracts, claims, judgments, land,
35 and other property, real or personal, connected with the
36 administration of, or held for, the benefit or use of Improvement
37 District No. 1.

38 (e) All ordinances, rules, and regulations adopted by
39 Improvement District No. 1 in effect immediately preceding
40 January 1, 2009, shall remain in effect and shall be fully

1 enforceable unless and until readopted, amended, or repealed, or
2 until they expire by their own terms. Any statute, law, rule, or
3 regulation now in force, or that may hereafter be enacted or adopted
4 with reference to Improvement District No. 1 shall mean the
5 district. Any action by or against Improvement District No. 1 shall
6 not abate but shall continue in the name of the district, and the
7 district shall be substituted for Improvement District No. 1 by the
8 court wherein the action is pending. The substitution shall not in
9 any way affect the rights of the parties to the action.

10 (f) No contract, lease, license, bond, or any other agreement to
11 which Improvement District No. 1 is a party shall be void or
12 voidable by reason of this act, but shall continue in full force and
13 effect, with the district assuming all of the rights, obligations,
14 liabilities, and duties of Improvement District No. 1. That
15 assumption by the district shall not in any way affect the rights of
16 the parties to the contract, lease, license, or agreement. Bonds
17 issued by the Improvement District No. 1 shall become the
18 indebtedness of the district. Any ongoing obligations or
19 responsibilities of Improvement District No. 1 for managing and
20 maintaining bond issuances shall be transferred to the district
21 without impairment to any security contained in the bond
22 instrument.

23 (g) The unexpended balance of all funds available for use by
24 Improvement District No. 1 in carrying out any functions
25 transferred to the district shall be available for use by the district.
26 All books, documents, records, and property of Improvement
27 District No. 1 shall be transferred to the district.

28 (h) The territory of the district, all inhabitants within that
29 territory, and all persons entitled to vote by reason of residing or
30 owning land within the territory are subject to the jurisdiction of
31 the district and, except as otherwise provided in this act, have the
32 same rights and duties as if Improvement District No. 1 continued
33 to exist.

34 (i) In addition to the powers, rights, duties, obligations,
35 functions, and properties obtained by succession, the district may
36 exercise the powers that are expressly granted by this act, together
37 with other powers that are reasonable implied from those expressed
38 powers, and powers necessary and proper to carry out this act.

1 PART 3. INTERNAL ORGANIZATION

2
3 Chapter 1. Directions

4
5 20. The board of directors of the district shall consist of five
6 members.

7 21. The district shall be divided into four divisions, which shall
8 be as nearly equal in area as practicable and shall be numbered
9 consecutively. The initial divisions of the district shall be the same
10 as the divisions of Improvement District No. 1.

11 22. (a) The directors of the district shall be divided into two
12 classes. One class shall consist of the directors from divisions 1 and
13 4 and the at-large director and the other class shall consist of the
14 directors from divisions 2 and 3.

15 (b) The class having the greater number of directors shall hold
16 office until noon on the first Friday in December of the second
17 next following even-numbered year following the effective date
18 of this act, or until his or her successor is elected and qualified.

19 (c) The class having the fewer number of directors shall hold
20 office until noon on the first Friday in December of the next
21 following even-numbered year following the effective date of this
22 act, or until his or her successor is elected and qualified.

23 23. One director shall be elected from each division by vote of
24 the electors of the division, and one director shall be elected at
25 large by vote of the electors of the entire district. Each director
26 shall be an elector of the division for which he or she is elected,
27 if applicable, a qualified elector of the district, and a resident of
28 the county.

29 24. (a) The general district election shall be held on the first
30 Tuesday after the first Monday in November of each
31 even-numbered year at which directors for the district shall be
32 elected to fill the offices of the directors.

33 (b) The terms of office shall expire in accordance with this act
34 and the Uniform District Election Law.

35 (c) The election shall be called and conducted in accordance
36 with the Uniform District Election Law.

37 25. The initial board of directors of the district shall be
38 composed of the board of trustees elected to represent Improvement
39 District No. 1 and serving on December 31, 2008. Each of the
40 directors shall hold office for the remainder of his or her applicable

1 term of office for Improvement District No. 1, and until his or her
2 successor is elected and qualified.

3 26. Each director elected after January 1, 2009, shall hold office
4 for a term of four years and until his or her successor is elected
5 and qualified.

6 27. Vacancies occurring in the board, by reason of death,
7 resignation, or otherwise, shall be filled pursuant to Section 1780
8 of the Government Code.

9 28. Upon his or her election or appointment, each person who
10 shall be elected or appointed to the office of director shall qualify
11 by taking and subscribing to an official oath and executing and
12 filing a bond as provided in Section 29.

13 29. Each director shall execute an official bond in the sum of
14 one thousand dollars (\$1,000). The director shall file that official
15 bond, together with his or her official oath, with the secretary.

16 30. All official bonds shall be in the form prescribed by law for
17 the official bonds of county officers.

18 31. (a) Each director shall receive compensation in an amount
19 not to exceed one hundred dollars (\$100) per day for each day's
20 attendance at meetings of the board or for each day's service
21 rendered as a director by request of the board, not exceeding a
22 total of six days in any calendar month, together with any actual
23 and necessary expenses incurred in the performance of his or her
24 duties required or authorized by the board.

25 (b) For purposes of this section, the determination of whether
26 a director's activities on any specific day are compensable shall
27 be made pursuant to Article 2.3 (commencing with Section 53232)
28 of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government
29 Code.

30 (c) Reimbursement for expenses is subject to Sections 53232.2
31 and 53232.3 of the Government Code.

32

33

Chapter 2. The Board

34

35 35. On the third Tuesday after the date on which the district is
36 established, the directors shall meet and organize as a board.

37 36. The board shall manage and conduct the business and affairs
38 of the district.

39 37. The board may establish the office of the district at some
40 proper and convenient place within or near the district, but after

1 the office is established, it shall not be changed without giving
2 notice by posting in three public places in the district and by
3 publishing a similar notice at least once a week for 30 days in some
4 newspaper of general circulation published in the principal county.

5 38. The board shall hold regular meetings in its office on the
6 third Tuesday of each month, and any special meetings that may
7 be required for the proper transaction of business. Upon a finding
8 by the board for good cause, the board may, by resolution, increase
9 the frequency and number of regular meetings.

10 39. Notwithstanding Section 38, the board, by resolution, may
11 change the day and location for holding regular meetings. Notice
12 of any change shall be published once a week for at least two
13 consecutive weeks before the date for a regular meeting in a
14 newspaper of general circulation circulated in the district.

15 40. The president, or a majority of the members of the board,
16 specifying in writing the business to be transacted, may order
17 special meetings. The order calling for a special meeting shall be
18 entered in the minutes of the board. Three days' notice shall be
19 given by the secretary to any member not joining in the order, by
20 mailing the notice to the member at his or her last address. Only
21 the business specified in the order shall be transacted at the special
22 meeting.

23 41. All meetings of the board shall be open to the public.

24 42. A majority of the members of the board shall constitute a
25 quorum for the transaction of business.

26 43. The secretary shall maintain a record of all proceedings of
27 the board.

28 44. The district may destroy a record pursuant to Chapter 7
29 (commencing with Section 60200) of Division 1 of Title 6 of the
30 Government Code.

31 45. The board shall, annually, make a verified statement of the
32 financial condition of the district, showing the receipts and
33 disbursements of the immediately preceding year, together with
34 the source of the receipts and purpose of the disbursements. This
35 statement shall be placed on file in the office of the district.

Chapter 3. Officers

46. At each of its organizational meetings, the board shall elect a president from the directors, and shall appoint a secretary, who shall each hold office at the pleasure of the board.

47. The secretary need not be one of the directors.

48. The board shall set the salary of the secretary and the amount of the bond to be given for the faithful performance of his or her duties.

49. The bond of the secretary shall be filed with the district.

PART 4. ELECTIONS

Chapter 1. Relocation of Division Boundaries

50. The board of directors, by resolution, shall adjust the boundaries of any divisions pursuant to Chapter 8 (commencing with Section 22000) of Division 21 of the Elections Code.

51. Before any change of the boundaries of the divisions is made pursuant to this chapter, the board shall give notice of its intention to do so. The notice shall specify, in a general way, the changes that the board proposes to make and a time and place for a hearing at which any owner of land in the district may appear before the board and object to the making of the proposed changes or petition that a change be made otherwise than as proposed.

52. (a) The notice of intention to change the boundaries of the divisions shall be published at least once a week for two weeks before the time appointed for the hearing in one or more newspapers of general circulation within the district. At the time and place appointed for the hearing, or at the time and place to which the hearing may be adjourned, the board shall hear all the objections and petitions that are presented to the board. The board may make the change or changes in the boundaries of the divisions as it determines to be for the best interests of the district.

(b) If land is excluded from the district, the board, not less than 30 days before any election in the district, may reestablish the boundaries of the divisions and election precincts within the district.

(c) If land is included within the district, the board, not less than 30 days before any election in the district, shall reestablish the

1 boundaries of the divisions and election precincts within the district
2 to include the lands therein and to make the divisions as nearly
3 equal in area as may be practicable.

4 (d) If another district is annexed to the district, the board of the
5 annexing district shall reestablish the boundaries of the divisions
6 and election precincts within the district in the same manner as
7 provided in subdivision (c).

8
9 PART 5. POWERS AND PURPOSES

10
11 Chapter 1. Powers and Duties Generally

12
13 60. The district may adopt a seal and alter it at pleasure.

14 61. The district may make contracts, including, but not limited
15 to, contracts to employ labor, and do all acts necessary for the full
16 exercise of its powers.

17 62. The district may appoint and employ one or more engineers
18 and attorneys to accomplish the purposes of the district.

19 63. The district may cause work to be done and may acquire
20 property to accomplish the purposes of the district. The board shall
21 estimate the costs of that work or acquisition of property, together
22 with the acquisition of any necessary rights-of-way to ensure access
23 to that work or property.

24 64. The district shall provide for the payment of all the debts
25 and just claims against the district.

26 65. The district may make available to the public information
27 concerning the rights, properties, activities, plans, and proposals
28 of the district.

29 66. (a) The district may issue bonds, and may impose charges,
30 fees, and assessments to carry out this act.

31 (b) The district may impose and collect a groundwater charge
32 for the production of water from the groundwater supplies within
33 the district or within a zone of the district.

34 (c) All charges, fees, and assessments shall be imposed in
35 accordance with Article XIII C and Article XIII D of the California
36 Constitution.

37 67. The district may exercise the powers granted to a water
38 replenishment district pursuant to Division 18 (commencing with
39 Section 60000) of the Water Code.

1 68. (a) The district may do any of the following:

2 (1) Provide for the delivery to the district of sewage, recycled
3 water, or stormwater produced by, or from, municipalities, sanitary
4 districts, or other incorporated bodies either within or without the
5 district.

6 (2) Collect, treat, purify, discharge, and recycle sewage, recycled
7 water, or stormwater for beneficial use.

8 (3) Store, distribute, sell, or otherwise dispose of sewage,
9 recycled water, stormwater, or byproducts resulting from that
10 collection, treatment, purification, or recycling.

11 (b) The district may acquire, construct, own, complete, use,
12 improve, maintain, and operate the works necessary for the
13 purposes described in subdivision (a), and may acquire, construct,
14 own, complete, use, improve, maintain, and operate pipelines,
15 flumes, ditches, and reservoirs suitable or adaptable to prevent the
16 waste of water.

17 (c) Whenever the district receives revenue from the sale of
18 sewage, recycled water, stormwater, or byproducts described in
19 paragraph (3) of subdivision (a) in excess of the cost of operating
20 and maintaining the works authorized in this section, it may, for
21 the purpose of enlarging, extending, or improving those works,
22 issue its certificates of indebtedness payable out of those excess
23 revenues, and pledge the same for the payment of the indebtedness
24 so created.

25 69. Notwithstanding any other provision of law, the board, by
26 resolution, may change the name of the district. The changed name
27 shall include the words "Water District."

28 70. The district may construct, operate, and maintain one or
29 more plants for the generation of hydroelectric power and
30 transmission lines for the conveyance of hydroelectric power.
31 Construction of the plants or transmission lines may be financed
32 by the issuance of revenue bonds pursuant to the Revenue Bond
33 Law of 1941 (Chapter 6 (commencing with Section 54300) of Part
34 1 of Division 2 of Title 5 of the Government Code) or other method
35 of financing authorized by this act.

36 71. The hydroelectric plant or plants and transmission lines
37 constructed pursuant to Section 70 may be leased for operation to,
38 or the electricity generated may be sold to, a public utility or public
39 agency engaged in the distribution, use, or sale of electricity. The
40 district may use the electricity generated in accordance with Section

1 70 for its own purposes, or for the production or transmission of
2 water. The district shall not offer to sell the electricity directly to
3 customers other than a public utility or public agency.

4
5 Chapter 2. Water
6

7 75. The district may make surveys and investigations of the
8 water supply and resources of the district.

9 76. The district may appropriate, acquire, and conserve water
10 and water rights for any useful purpose.

11 77. The district may conserve, store, spread, and sink water,
12 and for those purposes may acquire or construct dams, damsites,
13 reservoirs and reservoir sites, canals, ditches, conduits, spreading
14 basins, sinking wells, and sinking basins.

15 78. The district may maintain, operate, and repair dams,
16 damsites, reservoirs and reservoir sites, canals, ditches, conduits,
17 spreading basins, sinking wells, and sinking basins.

18 79. The district may provide for the construction, operation,
19 and maintenance of works, facilities, or operations within or outside
20 the district boundaries that the board determines necessary to
21 protect the land or other property in the district from damage by
22 flood or overflow.

23 80. The district may drill, construct, install, and operate wells,
24 pumps, pipelines, conduits, valves, gates, meters, and other
25 appurtenances to those wells, pipelines, and conduits, and may
26 pump water therefrom for sale, delivery, distribution, or other
27 disposition.

28 81. The district may sell, deliver, distribute, or otherwise dispose
29 of any water that may be stored or appropriated, owned, or
30 controlled by the district.

31 82. The district may fix the rates at which water may be sold
32 by the district. The rates shall be uniform for like classes of service
33 throughout the district.

34
35 Chapter 3. Recreational Facilities
36

37 85. A district may acquire, construct, own, complete, use,
38 improve, maintain, and operate recreational facilities to be used
39 for public purposes.

1 86. The district may fix and assess reasonable charges for the
2 use of its recreational facilities by members of the public.

3 87. The district, for the purposes of carrying out this act, may
4 do both of the following within or outside the district:

5 (a) Take real and personal property of every kind by grant,
6 appropriation, purchase, gift, devise, condemnation, or lease.

7 (b) Hold, use, enjoy, manage, occupy, possess, lease, or dispose
8 of real and personal property of every kind.

9 88. The legal title to all property acquired by the district shall
10 immediately and by operation of law vest in the district, and shall
11 be held in trust for and set apart for the uses and purposes set forth
12 in this act.

13 89. The district may take conveyances or other assurances for
14 all property acquired by it.

15 90. (a) The district may exercise the right of eminent domain
16 to take any property necessary to be used for dams, damsites,
17 reservoirs, reservoir sites, canals, ditches, conduits, spreading
18 basins, sinking wells, or sinking basins, or otherwise necessary to
19 accomplish the purposes of this division, or to operate or to make
20 use of those works.

21 (b) The right of eminent domain shall not extend to any property
22 used for, or dedicated to, cemetery purposes.

23

24 Chapter 5. Contracts With Other Agencies

25

26 Article 1. In General

27

28 95. The district may cooperate and contract with one or more
29 other public agencies to carry out this act.

30 96. (a) The district may contract with any state agency to
31 finance any district improvement authorized by this act that is
32 related to the provision of water for human consumption. The
33 terms of the contract shall be consistent with this act.
34 Notwithstanding any other provision in this act, the term of the
35 contract may extend up to 30 years.

36 (b) The district may enter into agreements with a public agency
37 to acquire, purchase, or construct works or other property, real or
38 personal, for the joint use or benefit of the district and that public

1 agency, and may raise any necessary funds by assessments, bonds,
2 or any other means authorized by law.

3 (c) The district, for the benefit of the district, may enter into
4 agreements to authorize a public agency to construct and operate
5 the works described in subdivision (b), or acquire the property for
6 that purpose.

7

8 Article 2. Contracts for Supply of Water and Construction of
9 Works

10

11 100. The district may contract with any city, county, city and
12 county, or other public agency organized under the laws of this
13 state for a water supply.

14 101. The district may enter into contracts with a city, county,
15 city and county, other public agency, the state, or the United States,
16 under terms that may be mutually advantageous, for the acquisition
17 or construction of the works authorized by this act, and each of
18 the parties to the contract may contribute to the cost of the
19 acquisition or construction of those amounts of money that may
20 be agreed upon. The contracts shall provide for the operation and
21 maintenance of the works acquired, and for the distribution and
22 sale of any water that may be stored or controlled, by the parties
23 to the contracts. Any surplus revenue derived from that sale, after
24 paying the cost of the operation and maintenance of the works,
25 may be distributed to the parties to the contract in proportions that
26 may be agreed upon, or may be used for extensions and
27 improvements.

28 102. The district may enter into contracts with any city, county,
29 city and county, other public agency, the state, or the United States,
30 under terms that may be mutually advantageous, for the acquisition
31 or disposal of water or water rights or water storage facilities and
32 rights, or any interest in water, water rights, or water storage
33 facilities and rights for any useful purpose.

34

35 Article 3. Cooperation with the United States

36

37 105. The district may cooperate and contract with the United
38 States either under the federal Reclamation Act of June 17, 1902,
39 and all acts amendatory thereof or supplementary thereto, or under
40 any other act of Congress, enacted before or after the enactment

1 of this act, that authorizes that cooperation or the exercise of
2 contract authority.

3 106. The cooperation or contract with the United States may be
4 for any of the following purposes in carrying out this act:

5 (a) Acquisition or construction of works authorized by this act.

6 (b) A water supply.

7 (c) Acquisition or disposal of water or water rights or water
8 storage or conservation facilities and rights, and any interest in the
9 water, water rights, or water storage or conservation facilities.

10 (d) Acquisition or construction of works for any useful purpose.

11 (e) Investigation, study, or preparation of proposals or plans for
12 any or all of the above purposes.

13 (f) Obligation of the district to repay to the United States
14 advances of funds made by the United States to the district for any
15 of the purposes described in this section.

16 (g) Assumption as principal or guarantor of indebtedness to the
17 United States.

18 107. The district may carry out and perform the terms of any
19 contract made pursuant to this article.

20 108. For the purposes of this article, “United States” includes
21 the United States, and any board, bureau, agency, office or officers,
22 department, or corporation of the United States.

23 109. The board may carry out all acts necessary to exercise the
24 authority granted by this article, except that if the issuance of bonds
25 of the district is necessary for those purposes, the bonds shall be
26 voted upon and issued in the manner provided in this act.

27 110. When, in furtherance of a contract made with the United
28 States, bonds of the district are authorized, the bonds may be
29 transferred to or deposited with the United States, at not less than
30 their par value. In that case, the interest or principal, or both, of
31 the bonds may be legally paid to the United States and applied to
32 the amount, or any part thereof, to be paid by the district to the
33 United States, as provided in the contract.

34 111. The board may accept, on behalf of the district, the
35 appointment of the district as fiscal agent of the United States, or
36 authorization of the district by the United States, to make collection
37 of money for, and on behalf of, the United States, and to assume
38 the duties and liabilities incidental thereto. The board may carry
39 out any action required by the federal statutes, without regard to
40 the date of enactment, in connection with, all things required by

1 any rules or regulations established on or after January 1, 2009,
2 under any federal statutes.

3 112. A contract entered into between the district and the United
4 States may provide that the district shall not be dissolved, nor shall
5 the boundaries be changed except upon the written consent of an
6 official of the United States filed with the official records of the
7 district. If that consent is given and the lands excluded, the area
8 excluded shall be free from all liens and charges for payments to
9 become due to the United States under any such contract.

10 113. As whole or partial consideration for any privileges
11 obtained by the district under any contract with the United States,
12 any rights-of-way to the property owned or acquired by the district
13 may be conveyed by the board to the United States if they are
14 needed for the construction, operation, and maintenance of works
15 by the United States for the benefit of the district pursuant to that
16 contract.

17
18 Chapter 6. Controversies

19
20 115. The district may sue and be sued, except as otherwise
21 provided in this act or other law, in all actions and proceedings in
22 all courts and tribunals of competent jurisdiction.

23 116. The district may commence, maintain, intervene in, and
24 compromise, in the name of the district, and assume the costs of,
25 any action or proceeding involving or affecting the ownership or
26 use of water or water rights within the district, used or useful for
27 any purposes of the district, or of common benefit to the lands
28 situated in the district.

29 117. The district may commence, maintain, intervene in, defend,
30 and compromise actions and proceedings to prevent interference
31 with or diminution of the natural flow of any stream or streams or
32 unnavigable river, or rivers, including the natural subterranean
33 supply of water therefrom, that may be used or useful for any
34 purpose of the district, or a common benefit to the lands within
35 the district or its inhabitants. The district may commence, maintain,
36 and defend actions and proceedings to prevent that interference
37 with waters that may endanger the inhabitants or lands of the
38 district.

39 118. The district may institute and maintain any and all actions,
40 proceedings, and suits at law or in equity necessary or proper to

1 fully carry out this act, or to enforce, maintain, protect, or preserve
2 any and all rights, privileges, and immunities created by this act
3 or acquired pursuant to this act.

4 119. In all courts, actions, suits, or proceedings, the board may
5 sue, appear, and defend in the name of the district in person or by
6 attorneys.

7 120. Part 3 (commencing with Section 900) and Part 4
8 (commencing with Section 940) of Division 3.6 of Title 1 of the
9 Government Code govern all claims for money or damages against
10 the district, except as otherwise provided by this act or other
11 applicable law.

12
13 Chapter 7. Adoption of Ordinances
14

15 125. The district may act by ordinance in exercising its powers
16 under this act over lands, structures, and facilities in which the
17 district has a real property interest. All ordinances shall be enacted
18 only by rollcall vote entered into the proceedings of the board.

19 126. An ordinance shall be in full force and effect upon
20 adoption, but shall be published once in full in a newspaper of
21 general circulation, printed, published, and circulated in the district
22 within 10 days after adoption, or if there is no such newspaper,
23 posted within that time in three public places within the district.

24 127. It is a misdemeanor for any person to violate any district
25 ordinance adopted pursuant to Section 125 after the publication
26 or posting of the ordinance pursuant to Section 126. The violation
27 shall be punishable by a fine not to exceed five hundred dollars
28 (\$500), or imprisonment in the county jail not to exceed 30 days,
29 or by both that fine and imprisonment. Any violation or threatened
30 violation may also be enjoined by civil action.

31
32 PART 6. GROUNDWATER CHARGE
33

34 Chapter 1. In General
35

36 Article 1. Definitions
37

38 500. Unless the context otherwise requires, the definitions in
39 this article shall govern the construction of this part.

1 501. “Accumulated overdraft” means the amount of water
2 necessary to be replaced in the intake areas of the groundwater
3 basins within the district or any zone of the district to prevent the
4 landward movement of salt water into fresh groundwater, or to
5 prevent subsidence of the land within the district or any zone of
6 the district, as determined by the board.

7 502. “Agricultural water” means water on lands in the
8 production of plant crops or livestock for market.

9 503. “Annual overdraft” means the amount, determined by the
10 board, by which the production of water from groundwater supplies
11 within the district or any zone of the district during the water year
12 exceeds the natural replenishment of the groundwater supplies in
13 that water year.

14 504. “Groundwater” means all water beneath the earth’s surface,
15 but does not include water that is produced with oil in the
16 production of oil and gas, or in a mining operation, or during
17 construction operations, or from gravity or artesian springs.

18 505. “Owner” or “operator” means the person to whom a
19 water-producing facility is assessed by the county assessor, or, if
20 not separately assessed, the person who owns the land upon which
21 a water-producing facility is located.

22 506. “Person” means federal, state, and local public agencies,
23 private entities, individuals, and groups of individuals, whether
24 legally organized or not.

25 507. “Production” or “producing” means the act of extracting
26 groundwater by pumping or otherwise.

27 508. “Water-producing facility” means any device or method,
28 mechanical or otherwise, for the production of water from the
29 groundwater supplies within the district.

30 509. (a) “Water year” means July 1 of one calendar year to
31 June 30 of the next calendar year.

32 (b) “Current water year” means the water year in which the
33 investigation and report on the groundwater conditions of the
34 district is made, the hearing is held on the investigation, and the
35 determination is made by the board as to whether one or more
36 zones should be established and a groundwater charge imposed.

37 (c) “Preceding water year” means the water year immediately
38 preceding the current water year.

39 (d) “Ensuing water year” means the water year immediately
40 following the current water year.

Article 2. General Provisions

1
2
3 510. Article 1 (commencing with Section 520), Article 2
4 (commencing with Section 525), and Article 3 (commencing with
5 Section 531) of Chapter 3 apply only if a groundwater charge is
6 imposed or proposed to be imposed.

7 511. Groundwater charges imposed pursuant to this part are
8 declared to be in furtherance of district activities in the protection
9 and augmentation of the water supplies for users within the district
10 or a zone of the district that are necessary for the public health,
11 welfare, and safety of the people of this state.

12 512. The groundwater charges may be imposed upon the
13 production of groundwater from all water-producing facilities,
14 within the district or a zone of the district for the benefit of all who
15 rely directly or indirectly upon the groundwater supplies of the
16 district or a zone of the district and water imported into the district
17 or a zone of the district.

18 513. The proceeds of groundwater charges levied and collected
19 upon the production of water from groundwater supplies within
20 the district or a zone of the district shall be expended in accordance
21 with this act.

22 514. (a) Any person who augments the water supplies for use
23 within the district or a zone of the district, by importing water from
24 sources outside the district, and who stores that water in a
25 groundwater basin within the district, may apply to the board of
26 directors for a determination that exempts that person from the
27 payment of any groundwater charge based upon the extraction of
28 that water.

29 (b) A person who seeks an exemption pursuant to subdivision
30 (a) shall submit an application to the board that demonstrates all
31 of the following:

32 (1) The amount of water of acceptable quality that is imported
33 by the applicant into the district and spread or injected into a basin
34 within the district.

35 (2) The portion of that imported water that effectively recharges
36 the groundwater basin underlying the zone into which the water
37 is injected or percolates.

38 (3) The amount of water that is produced by the applicant from
39 the zone overlying the areas effectively recharged by the
40 importation and spreading or injection of that water.

1 (4) The applicant has a legal right to the water and the ability
2 to produce the amount of water for which it seeks the exemption.
3

4 Chapter 2. Establishment of Zones and Registration of
5 Water-Measuring Devices
6

7 515. Prior to the establishment of any groundwater charge, the
8 board shall establish one or more zones within the district within
9 which the groundwater charge will be imposed. The zones shall
10 be established and may be modified in accordance with Chapter
11 3 (commencing with Section 520). A zone may include the entire
12 district.

13 516. Within six months after the date of establishing a zone, all
14 water-producing facilities located within the boundaries of the
15 zone shall be registered with the district and, if required by the
16 board, shall be measured with a water-measuring device that meets
17 the requirements of the district. The district, or at the district's
18 option, the operator, shall install the device.

19 517. Any new water-producing facility constructed or
20 reestablished after the period described in Section 516 shall be
21 registered with the district and, if required by the board, measured
22 with a water-measuring device that meets the requirements of the
23 district within 30 days after the date on which the construction is
24 completed or the facility is reestablished.

25 518. The board may declare that a water-measuring device meets
26 the requirements of the district if both of the following apply:

- 27 (a) The device is located, in substantial part, within the district.
- 28 (b) The device meets the requirements of another public agency.

29 519. The registration form for water-measuring devices shall
30 contain all of the following:

- 31 (a) Information as to the owner or owners of the land upon
32 which each water-producing facility is located.
- 33 (b) A general description and location of each water-producing
34 facility.
- 35 (c) The name and address of the person charged with the
36 operation of each water-producing facility.
- 37 (d) The name and address of each person owning or claiming
38 to own an interest in the water-producing facility.
- 39 (e) Other information that the district requires.

Chapter 3. Procedure for Levy and Collection

Article 1. Investigation Report

520. The district shall annually cause to be made an engineering investigation and report upon groundwater conditions of the district.

521. The engineering investigation and report shall include all of the following:

(a) Information for the consideration of the board in its determination of the annual overdraft.

(b) Information for the consideration of the board in its determination of the accumulated overdraft as of the last day of the preceding water year.

(c) A report as to the total production of water from the groundwater supplies of the district for the preceding water year.

(d) An estimate of the annual overdraft for the current water year and for the ensuing water year.

(e) The amount of water the district is obligated to purchase during the ensuing water year, and a recommendation as to the quantity of water needed for surface delivery and for replenishment of the groundwater supplies of the district for the ensuing year.

(f) Other information that the district requires.

Article 2. Hearing

525. On or before the day of the regular meeting of the board in March of each year, the engineering investigation and report shall be delivered to the secretary in writing.

526. The secretary shall publish a notice of the receipt of the engineering investigation and report and of a public hearing to be held in accordance with Section 528. The notice shall be published, pursuant to Section 6061 of the Government Code, in a newspaper of general circulation printed and published within the district, at least 10 days prior to the date at which the public hearing is held.

527. The notice shall include a notification to all operators within the district of the opportunity to examine the engineering investigation and report at the district's office.

528. The board shall hold a public hearing in April of each year, in the regular meeting place of the board, not sooner than 30 days

1 after receipt of the engineering investigation and report. Any
2 operator, or any person interested in the condition of the
3 groundwater or surface water supplies of the district, may in person,
4 or by representative, appear and submit evidence at the public
5 hearing concerning the groundwater conditions or the surface water
6 supplies of the district. Appearances also may be made to support
7 or to protest the engineering investigation and report.

8 529. The board, before the imposition of the groundwater charge,
9 shall find and determine all of the following:

10 (a) The average annual overdraft for the immediate past 10
11 water years.

12 (b) The estimated annual overdraft for the current water year.

13 (c) The estimated annual overdraft for the ensuing water year.

14 (d) The accumulated overdraft as of the last day of the preceding
15 water year.

16 (e) The estimated accumulated overdraft as of the last day of
17 the current water year.

18 (f) The estimated amount of agricultural water to be withdrawn
19 from the groundwater supplies of the district for the ensuing water
20 year.

21 (g) The amount of water other than agricultural water to be
22 drawn from the groundwater supplies of the district for the ensuing
23 water year.

24 (h) The estimated amount of water necessary for surface
25 distribution for the ensuing water year.

26 (i) The amount of water which is necessary for the replenishment
27 of the groundwater supplies of the district.

28 (j) The amount of water the district is obligated by contract to
29 purchase.

30 530. The findings and determinations by the board are
31 conclusive and binding upon all persons and parties.

32
33 Article 3. Levy
34

35 531. Prior to the end of the water year in which the hearing is
36 held, and based upon the findings and determinations from the
37 hearing, the board shall determine whether or not one or more
38 zones should be established and a groundwater charge imposed.

39 532. (a) If the board determines that a zone should be
40 established and a groundwater charge imposed within the zone,

1 the board shall establish the zone and impose the charge on all
2 persons operating groundwater-producing facilities within the zone
3 during the current or ensuing water year.

4 (b) The board may waive any minimal charge, the collection of
5 which is determined by the board not to result in net economic
6 benefit to the district.

7 (c) The imposition of the groundwater charge shall comply with
8 Article XIII C and Article XIII D of the California Constitution.

9 533. (a) Any groundwater charge levied pursuant to this part
10 shall be in addition to other charges imposed within the district or
11 a zone of the district in any fiscal year.

12 (b) The amount raised by any groundwater charge imposed by
13 the district in any zone shall not exceed that amount that is
14 determined by the board to be used to replenish, augment, and the
15 protect water supplies for users within the district or a zone of the
16 district.

17 534. Clerical errors occurring or appearing in the name of any
18 person or in the description of the water-producing facility where
19 the production of water therefrom is otherwise properly charged,
20 or in the making or extension of any charge upon the records that
21 do not affect the substantial rights of the assessee or assessesees,
22 does not invalidate the groundwater charge.

23

24 Article 4. Collection

25

26 545. The district, after the imposition of the groundwater charge,
27 shall give notice of the charge to each operator of each
28 water-producing facility in the zone as disclosed by the records of
29 the district. The notice shall identify the rate for each class of water
30 of the groundwater charge for each acre-foot of water to be
31 produced during the ensuing water year. The notice may be sent
32 by postal card or by other first-class mail.

33 546. After the establishment of a groundwater charge, each
34 operator within the affected zone of the district, until the
35 water-producing facility has been permanently abandoned, shall
36 file with the district, on or before the 31st day of January and on
37 or before the 31st day of July in each year, a statement setting forth
38 the total production in acre-feet of water for the preceding
39 six-month period, excluding the month in which the statement is
40 due, a general description or number that identifies the location of

1 each water-producing facility, and the method or basis of the
2 computation, of the water production.

3 547. If no water has been produced from a water-producing
4 facility during the preceding six-month period, a statement shall
5 be filed with the district, setting forth that no water has been
6 produced during that period. The statement shall be verified by a
7 written declaration that it is made under the penalty of perjury.

8 548. The groundwater charge shall be paid to the district on or
9 before the last date upon which the water production statement is
10 required to be filed and is computed by multiplying the production
11 in acre-feet of water for each classification as disclosed in the
12 statement by the groundwater charge for each classification of
13 water.

14 549. Whenever any water-producing facility in an affected zone
15 is permanently abandoned, the operator thereof shall give written
16 notice of the abandonment to the district.

17 550. If any operator of a water-producing facility fails to pay
18 the groundwater charge when due, the district shall charge interest
19 at the rate of 1 percent each month on the delinquent amount of
20 the groundwater charge.

21 551. If any operator fails to register the water-producing facility,
22 or fails to file the water production statements as required by this
23 article, the district, in addition to charging interest as provided in
24 Section 550, shall assess a penalty charge against the operator in
25 an amount that equals 10 percent of the amount found by the
26 district to be due.

27 552. (a) The board, at the time of imposing the groundwater
28 charge, may establish a method or methods to be used in computing
29 the amount of water produced from a water-producing facility that
30 is not measured by a measuring device.

31 (b) The methods established pursuant to subdivision (a) may
32 be based upon any or all or a combination of the following criteria:

33 (1) The size of water-producing facility discharge opening.

34 (2) The area served by the water-producing facility.

35 (3) The number of persons served by the water-producing
36 facility.

37 (4) The use of land served by the water-producing facility.

38 (5) The crops grown on land served by the water-producing
39 facility.

1 (6) Any other criteria which may be used to determine with
 2 reasonable accuracy the amount of water produced from a
 3 water-producing facility.

4 553. Upon good cause shown, an amended statement of water
 5 production may be filed or a correction of the records may be made
 6 at any time prior to the final date for filing the next semiannual
 7 water production statement.

8 554. (a) If the district has probable cause to believe that the
 9 production of water from any water-producing facility is in excess
 10 of that amount disclosed by the sworn statements covering that
 11 water-producing facility, or if no statements are filed covering any
 12 water-producing facility, the district may cause an investigation
 13 and report to be made concerning the production of water from
 14 that water-producing facility.

15 (b) (1) The district may calculate the amount of water
 16 production from a water-producing facility at an amount that does
 17 not exceed the maximum production capacity of that
 18 water-producing facility.

19 (2) Notwithstanding paragraph (1), if a water-measuring device
 20 is permanently attached to the device, the record of production, as
 21 disclosed by that water-measuring device, shall be presumed to
 22 be accurate and the burden is upon the district to establish an
 23 alternate record of production.

24 555. After the determination has been made by the district
 25 pursuant to Section 554, a written notice of that determination
 26 shall be mailed by first-class mail to the person operating the
 27 water-producing facility at the address shown by the district's
 28 records.

29 556. A determination made by the district pursuant to Section
 30 554 shall be conclusive on all persons having an interest in the
 31 water-producing facility involved, and the groundwater charge,
 32 and the interest and penalties thereon, shall be paid immediately,
 33 unless any person files with the board, within 10 days after the
 34 mailing of the notice of the determination, a written protest setting
 35 forth the grounds for protesting the amount of production
 36 determined by the board.

37 557. Upon the filing of a protest, the board shall hold a hearing,
 38 at which time the total amount of the water production and the
 39 groundwater charge shall be determined. The determination shall
 40 be conclusive if based upon substantial evidence.

1 558. (a) A notice of the hearing shall be mailed by first-class
2 mail to the protestant at least 10 days before the date fixed for the
3 hearing.

4 (b) Notice of the determination by the board at the hearing shall
5 be mailed to each protestant, who shall have 10 days from the date
6 of mailing to pay the groundwater charge, and the interest and
7 penalties on that charge.

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9 Article 5. Court Actions

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11 560. (a) The superior court of the county in which a
12 water-producing facility within the district lies may issue a
13 temporary restraining order upon the filing by the district of a
14 petition or complaint setting forth that the person named in the
15 petition or complaint is the operator of a water-producing facility
16 that has not been registered with the district, or that the person is
17 delinquent in the payment of a groundwater charge.

18 (b) The temporary restraining order shall be returnable to the
19 court on or before 10 days after its issuance.

20 (c) Service of process is completed by posting a copy of the
21 summons and complaint upon the water-producing facility or the
22 parcel of land upon which it is located and by personal service
23 upon the named operator.

24 561. (a) The court in an action described in Section 560 may
25 issue and grant an injunction restraining and prohibiting the named
26 operator from the operation of any water-producing facility when
27 it is established at the hearing that the operator has failed to register
28 the water-producing facility with the district or that the operator
29 is delinquent in payment of groundwater charges.

30 (b) The court may provide that the injunction so made and issued
31 shall be stayed for a period not to exceed 10 days to permit the
32 operator to register the water-producing facility or to pay the
33 delinquent groundwater charge.

34 562. The right to proceed for injunctive relief granted by this
35 article is an additional right to other remedies that may be provided
36 elsewhere in this act or otherwise allowed by law. Chapter 3
37 (commencing with Section 525) of Title 7 of Part 2 of the Code
38 of Civil Procedure governs a proceeding for injunctive relief except
39 as provided in this article.

1 563. The district may bring a suit in any court having jurisdiction
 2 against any operator for the collection of any delinquent
 3 groundwater charge. The court, in addition to allowing recovery
 4 of costs to the district as allowed by law, may fix and allow as part
 5 of the judgment, interest, and penalties as provided in Sections
 6 550 and 551.

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Chapter 4. Crimes

10 564. Any person who fails to register a water-producing facility,
 11 as required by Chapter 2 (commencing with Section 515), is guilty
 12 of a misdemeanor.

13 (a) Any person who produces water from any water-producing
 14 facility required to be registered pursuant to Chapter 2
 15 (commencing with Section 515) is guilty of a misdemeanor unless
 16 that facility has been registered with the district within the time
 17 required by that chapter and, if required by the board, has a
 18 water-measuring device affixed to the facility that is capable of
 19 registering the accumulated amount of water produced therefrom.

20 (b) Each day of operation in violation of this section shall
 21 constitute a separate offense.

22 565. Any person who injures, alters, removes, resets, adjusts,
 23 manipulates, obstructs, or in any manner interferes or tampers
 24 with, or procures or causes or directs any person to injure, alter,
 25 remove, reset, adjust, manipulate, obstruct, or in any manner
 26 interfere or tamper with, any water-measuring device affixed to
 27 any water-producing facility as required by Chapter 2 (commencing
 28 with Section 515) so as to cause such device to improperly or
 29 inaccurately measure and record the water production, or any
 30 person who, with intent to evade any provision or requirement of
 31 this part, files with the district any false or fraudulent water
 32 production statement, is guilty of a misdemeanor.

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PART 7. MISCELLANEOUS PROVISIONS

36 570. Territory may be annexed to, or detached from, the district
 37 and a district may undergo a change of organization or
 38 reorganization in accordance with the Cortese-Knox-Hertzberg
 39 Local Government Reorganization Act of 2000 (Division 3

1 (commencing with Section 56000) of Title 5 of the Government
2 Code).

3 571. The validity of any bonds authorized or issued under this
4 act, or any charge, fee, or assessment imposed upon the properties
5 of the district in pursuance of this act, shall not be in any manner
6 affected or impaired, should it be determined that any of the
7 trustees or officers participating in the proceedings for the issuance
8 of bonds, or the imposition of a charge, fee, or assessment, were
9 not legally elected or not lawfully in office.

10 573. (a) The district, in order to determine the legality of its
11 existence, may institute a proceeding pursuant to Chapter 9
12 (commencing with Section 860) of Title 10 of Part 2 of the Code
13 of Civil Procedure in the superior court of this state, in and for the
14 county, by filing with the clerk of the county a complaint setting
15 forth the name of the district, its exterior boundaries, the date of
16 its organization, and a prayer that it be adjudged a legal water
17 district formed under the provisions of this act.

18 (b) The summons in that proceeding shall be served by
19 publishing a copy thereof once a week for four weeks in a
20 newspaper of general circulation published in the county. The State
21 of California shall be a defendant in that action, and consent
22 therefor is given.

23 (c) Service of summons therein shall be made on the Attorney
24 General. The Attorney General shall appear in that action on behalf
25 of the state in the same manner as with appearances in civil actions.

26 (d) Within 30 days after proof of publication of the summons
27 has been filed in that proceeding, the state, any property owner or
28 resident in the district, or any interested person may appear as a
29 defendant in that action by serving and filing an answer to the
30 complaint, in which case the answer shall set forth the facts relied
31 upon to show the invalidity of the district and shall be served upon
32 the attorney for the district before being filed in that proceeding.

33 (e) The proceeding is hereby declared to be a proceeding in rem
34 and the final judgment rendered therein shall be conclusive against
35 all persons whomsoever, including the district and the State of
36 California.

37 SEC. 2. The provisions of this act are severable. If any
38 provision of this act or its application is held invalid, that invalidity
39 shall not affect other provisions or applications that can be given
40 effect without the invalid provision or application.

1 SEC. 3. The Legislature finds and declares that this act, which
2 is applicable only to the Santa Ynez Valley Water District, is
3 necessary because of the unique and special surface water and
4 groundwater problems in the area included in the district. It is,
5 therefore, hereby declared that a general law within the meaning
6 of Section 16 of Article IV of the California Constitution cannot
7 be made applicable to the district and the enactment of this special
8 law is necessary for the conservation, development, management,
9 control, and use of that water for the public good.

10 SEC. 4. No reimbursement is required by this act pursuant to
11 Section 6 of Article XIII B of the California Constitution for certain
12 costs that may be incurred by a local agency or school district
13 because, in that regard, this act creates a new crime or infraction,
14 eliminates a crime or infraction, or changes the penalty for a crime
15 or infraction, within the meaning of Section 17556 of the
16 Government Code, or changes the definition of a crime within the
17 meaning of Section 6 of Article XIII B of the California
18 Constitution.

19 However, if the Commission on State Mandates determines that
20 this act contains other costs mandated by the state, reimbursement
21 to local agencies and school districts for those costs shall be made
22 pursuant to Part 7 (commencing with Section 17500) of Division
23 4 of Title 2 of the Government Code.