

Resolution No. 2025 - 03

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
DIABLO GRANDE COMMUNITY FACILITIES DISTRICT NO. 1 APPROVING
TRANSFER OF REAL PROPERTY**

WHEREAS, the Board of Directors of the Western Hills Water District has conducted proceedings under and pursuant to the Mello-Roos Community Facilities Act of 1982, as amended (the "Act"), to form the Diablo Grande Community Facilities District No. 1 (the "CFD"), to authorize the levy of special taxes upon the land within the District, and to issue bonds secured by said special taxes for the purpose of providing moneys for the construction and acquisition of improvements of benefit to the Western Hills Water District;

WHEREAS, the Western Hills Water District's Resolution No. 2000-06 to form the CFD included within the jurisdiction of the CFD those lands currently occupied by the West Stanislaus County Fire Protection District (the "Fire District") Station No. 57, (the "Fire Station"), which lands are the property of the CFD and are designated Stanislaus County Assessor's Parcel Number 025-040-005 (the "Parcel");

WHEREAS, pursuant to agreements between the CFD and the Fire District, the Fire District has operated and continues to operate the Fire Station on that real property of the CFD, subject to certain terms and limitations on such use;

WHEREAS, the CFD and Fire District have come to an agreement that it would be mutually beneficial and in the public interest for a portion of the Parcel on which the Fire Station is located to be subdivided via a lot line adjustment and transferred from the CFD's ownership to the Fire District's ownership;

WHEREAS, to effectuate such transfer, the Fire District has prepared a proposed map designating the boundaries of the new parcel to be subdivided and transferred to the Fire District (the "Property"), a proposed map of which is attached hereto as Exhibit A;

WHEREAS, it being in the best interests of the CFD, the Fire Station, and of the public that the contemplated transfer of the Property proceed;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors:

1. The subdivision by lot line adjustment and subsequent transfer of the Property, being that portion of parcel 025-040-005 depicted on Exhibit A hereto, from the ownership of the CFD to the Fire District is authorized as follows:

- a) A portion of the Property is currently improved with irrigation, vent, and filtration systems equipment (the "Equipment") as well as a boundary

fence serving the vineyard occupying the remainder of the Parcel. The fence and Equipment shall remain on the Property through the transfer of ownership, after which the Fire District shall neither be required to leave them in place, nor required to maintain or repair them; however, the CFD shall not bear any costs of removal, replacement, or disposal associated with the Equipment or vineyard fencing.

b) The Fire District shall be responsible for, and shall bear all costs associated with, preparation and approvals of the lot line adjustment and transfer of the Property.

3. This Resolution shall be effective immediately, and the Secretary shall be authorized to undertake all actions necessary or desired to carry out the terms of this Resolution.

Moved by Director M. Kovich, second by Director M. Johnson, that the foregoing resolution be adopted.

Upon roll call the following vote was had:

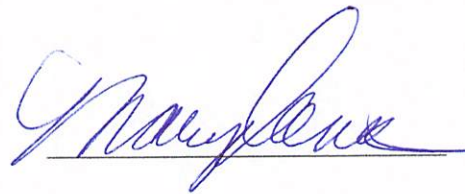
Ayes: M. Davies, M. Oliver, J. Frederick

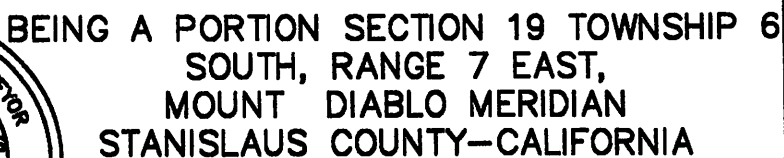
Noes:

Abstain:

Absent:

I, Mary Davies, Secretary of the Board of Directors of the Diablo Grande Community Facilities District No. 1, do hereby certify that the foregoing is a full, true and correct copy of a resolution duly adopted at a special meeting of the said Board of Directors held the 19th day of April 2025.

A handwritten signature in blue ink, appearing to read "Mary Davies", is written over a horizontal line.



ASCI File 24-24

Aug 14, 2024