

**IN THE BOARD OF SUPERVISORS**  
**COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA**

.....day ....., 20.....

PRESENT: Supervisors

ABSENT:

**RESOLUTION NO. \_\_\_\_\_**

**RESOLUTION AUTHORIZING THE EXECUTION OF A DEED OF CONSERVATION  
EASEMENT ON COUNTY REAL PROPERTY LOCATED ADJACENT TO THE DANA  
ADOBE IN THE UNINCORPORATED AREA OF NIPOMO**

The following Resolution is hereby offered and read:

**WHEREAS**, the Dana Adobe is one of the most historically significant rancho adobes remaining on the Central Coast; and

**WHEREAS**, in 1999, Dana Adobe Nipomo Amigos, Inc. (DANA), a 501 (c) 3 nonprofit California corporation, was organized to restore and maintain the historic rancho home as a means to encourage an appreciation of the historic Rancho Nipomo; and

**WHEREAS**, DANA’s master plan and hope for the Dana Adobe is to preserve, as much as possible, the historic Rancho Nipomo which once surrounded the adobe; and

**WHEREAS**, in 2004, DANA approached the County to partner by proposing the surrounding Rancho lands be purchased by the County for park use and preservation; and

**WHEREAS**, on June 3, 2008, the San Luis Obispo County Board of Supervisors approved the purchase of 100 acres of vacant real property (“Property”) adjacent to the Dana Adobe for the purpose of preserving lands around the Dana Adobe, for a total amount not to exceed \$2,700,000; and

**WHEREAS**, on August 11, 2009, the San Luis Obispo County Board of Supervisors

approved a Lease Agreement between the County of San Luis Obispo and Dana for a term of 99 years on said Property (“Lease Agreement”); and

**WHEREAS**, said Lease Agreement reserved the right for the County to use the Property for environmental mitigation and enter into other agreements with third parties, subject to the mutual consent of the parties of said Lease Agreement; and

**WHEREAS**, the County desires to use 28.9 acres of said Property (“Easement Area”) for the purpose of environmental mitigation for the Willow Road Extension Project (“Willow Road Extension Project”) and for the preservation of existing riparian habitat; and

**WHEREAS**, the County of San Luis Obispo desires to grant a Deed of Conservation Easement (“Deed of Conservation Easement”) to The Land Conservancy of San Luis Obispo County over the Easement Area in order to implement certain mitigation measures for the Willow Road Extension Project as set forth in the Willow Road Extension Project Environmental Impact Report prepared pursuant to the California Environmental Quality Act and adopted by the Board of Supervisors of the County of San Luis Obispo on May 9, 2006; and

**WHEREAS**, on February 23 of 2012, the County Parks and Recreation Commission voted unanimously in support of the Deed of Conservation Easement; and

**WHEREAS**, DANA has given consent for said Deed of Conservation Easement; and

**WHEREAS**, Government Code Section 6950 et seq. allows the County to expend public funds for the fee or any lesser interest or right in real property to preserve, through limitation of future use, open spaces and areas for public use and enjoyment ; and

**WHEREAS**, said grant of Deed of Conservation Easement on the Property furthers the original purposes for purchasing the Property in that the lands around the Dana Adobe will be preserved in perpetuity which will serve the best interests of the public;

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED** by the Board of Supervisors of the County of San Luis Obispo, State of California as follows:

1. The Board of Supervisors approves the Deed of Conservation Easement to The Land Conservancy of San Luis Obispo County.
2. This Board authorizes and directs the Chairperson, to execute the Deed of Conservation Easement which has been reviewed and approved by County Counsel.

Upon Motion of Supervisor \_\_\_\_\_, seconded by Supervisor

\_\_\_\_\_, and on the following roll call vote, to-wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

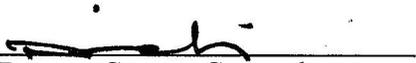
the foregoing Resolution is hereby adopted. \_\_\_\_\_  
Chairperson of the Board of Supervisors

ATTEST:

\_\_\_\_\_  
Clerk of the Board of Supervisors

APPROVED AS TO FORM AND LEGAL EFFECT:

Warren R. Jensen  
County Counsel

By:   
Deputy County Counsel

Date: August 2, 2012