

**RESOLUTION 2020.21**

**A RESOLUTION OF THE BOARD OF DIRECTORS  
OF THE EAST VALLEY WATER DISTRICT  
ACCEPTING DEDICATION OF SEWER SYSTEM  
MARSHALL AND STERLING SEWER IMPROVEMENTS  
SAN MANUEL BAND OF MISSION INDIANS**

**BE IT HEREBY RESOLVED** by the Board of Directors of the East Valley Water District, as follows:

**WHEREAS**, the sewer pipeline and appurtenant structures constructed in accordance with specifications of the East Valley Water District for the expansion of the **SAN MANUEL CASINO AND HOTEL**, for public use in the City of San Bernardino and the County of San Bernardino, have been dedicated to East Valley Water District by the San Manuel Band of Mission Indians.

**NOW THEREFORE, BE IT HEREBY RESOLVED**, that the **Dedication of Sewer System** dated August 28, 2020, executed by Patrick Dupont, VP of Finance and Accounting, for the San Manuel Band of Mission Indians, be accepted and all rights, title and interest in and to said sewer systems be vested in the East Valley Water District, and that the Secretary of this District be, and is hereby authorized and directed to, record this Resolution with said Irrevocable Offer of Dedication of Sewer System attached hereto, in the office of the County Recorder of the County of San Bernardino, State of California.

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The foregoing resolution was duly adopted at a meeting of the Board of Directors of the East Valley Water District, upon motion duly made, seconded and carried on September 9, 2020.

**ROLL CALL:**

Ayes: Directors: Carrillo, Coats, Goodrich, Morales, Smith  
Noes: None  
Abstain: None  
Absent: None



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David E. Smith  
Board President

ATTEST:

  
\_\_\_\_\_  
John Mura  
Secretary, Board of Directors

September 9, 2020

**I HEREBY CERTIFY** that the foregoing is a full, true and correct copy of Resolution 2020.21 adopted by the Board of Directors of East Valley Water District at its Regular Meeting held September 9, 2020.

  
\_\_\_\_\_  
John Mura  
Secretary, Board of Directors

**RECORDING REQUESTED BY:**

East Valley Water District

**WHEN RECORDED MAIL TO:**

East Valley Water District  
31111 Greenspot Road  
Highland, California 92346

**FEE EXEMPT PURSUANT TO  
GOVERNMENT CODE SECTION 6103**

**IRREVOCABLE OFFER OF  
DEDICATION OF SEWER SYSTEM**

Board of Directors  
East Valley Water District  
Highland, California 92346

We (I), San Manuel Band of Mission Indians, a federally recognized Indian tribe, hereby declare that the sewer system and appurtenant structures constructed in the City of San Bernardino, California for the additional capacity of the San Manuel Casino expansion in accordance with all the requirements of the East Valley Water District, are intended for public use and that upon their acceptance by said District, all rights, title and interest of the undersigned; in and to said sewer system, shall thereupon be vested in the District. The within dedication shall be binding upon heirs, successors, assignees, executors, or administrators of the undersigned. SEE EXHIBIT "A" RESOLUTION No. 2020.21

The undersigned further declares and hereby certifies that there are no liens or debts of any nature presently due, or outstanding against, or upon said sewer system and appurtenant structures; for labor or materials, or for any other cause; and that the undersigned will hold East Valley Water District free and harmless from any and all such claims of liens, asserted upon said sewer system and appurtenant structures, should they be claimed or arise; provided such claims or liens arose from acts which occurred on or before the date listed above.

From the date of acceptance, the District is solely responsible for the operation and maintenance of the sewer system and all debts and third party claims arising out of or related to the operation and maintenance of the Improvements, including the modification, repair, replacement or removal of the Improvements and shall defend, indemnify, and hold the undersigned harmless for the same, except to the extent caused by the negligence, recklessness, or willful misconduct of the undersigned. The undersigned shall not be liable for any defects in materials and construction after a period of eighteen months following the date of District's acceptance of this Dedication. Nothing in this dedication shall supersede the terms and conditions of the Development Agreement for Water and Sewer Improvements between the District and the undersigned dated January 26, 2020.

IN WITNESS WHEREOF: EXECUTED ON THIS 1<sup>st</sup> DAY OF September, 2020.

(CORPORATE SEAL)

OWNER OR DEVELOPER

X

NAME Patrick Dupont

TITLE Vice President of Finance and Accounting

**ACKNOWLEDGEMENT**

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT.

STATE OF CALIFORNIA

COUNTY OF San Bernardino

on September 1, 2020, before me, Laura L. Thomas, Notary Public, personally appeared

Patrick Dupont, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature

Laura L. Thomas



RECORDING REQUESTED BY

JOSE TCHOPOURIAN

AND WHEN RECORDED MAIL TO:

JOSE TCHOPOURIAN 26569

NAME

STREET ADDRESS

COMMUNITY CENTER DR. HIGHLAND, CA 92346

CITY, STATE & ZIP CODE



Recorded in Official Records County of San Bernardino

Bob Dutton Assessor-Recorder-County Clerk

DOC # 2020-0293031

08/19/2020 08:30 AM SAN

14311

Titles: 1 Pages: 2

Fees: \$27.00 Taxes: \$0.00 CA SB2 Fee: \$75.00 Total: \$102.00

TITLE ORDER NO.

ESCROW NO.

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

APN# N/A - Public ROW NOTICE OF COMPLETION

NOTICE IS HEREBY GIVEN THAT:

The undersigned is OWNER or AGENT OF THE OWNER of the interest or estate stated below in the property hereinafter described.

The full NAME of the OWNER is San Manuel Band of Mission Indians

The ADDRESS of the OWNER is 26569 Community Center Dr., Highland, California 92346

The NATURE OF THE INTEREST or estate of the undersigned is Owner of Infrastructure Improvements (e.g. fee, leasehold, joint tenancy, vendee under a contract of purchase, etc.)

The full name(s) and address(es) of all persons, if any, who hold such interest or estate with the undersigned as joint tenants or as tenants in common are:

Name Address N/A N/A

The full name(s) and address(es) of the successor(s) in interest of the undersigned if the property was transferred subsequent to the commencement of the work of improvement herein referred to:

Name Address N/A N/A

A work of improvement on the property hereinafter described was COMPLETED on 8/19/2020

The work of improvement completed is described as Upgrading and adding capacity to a 1.7-mile stretch of sewer pipeline on Marshall Boulevard from Rockford Avenue to Sterling Avenue and south on Sterling Avenue to near Pumalo Street. Approved design documents includes the following: a) Plans for the Construction of Sewer Improvements in Sterling Avenue & Marshall Boulevard for East Valley Water District (EVWD) (Job No. 1308-1908) issued dated December 10, 2019 and b) Specification Document issued dated December 6, 2019, both documents prepared by Hunsaker and Associates Irvine, Inc.

The name of the original contractor, if any, for such work of improvement was: CP Construction Co., Inc.

The property on which said work of improvement was completed is in the City of San Bernardino and Unincorporated County of Bernardino, State of California, and is DESCRIBED AS FOLLOWS: Public Right-Of-Way (underground utility improvements along Sterling Avenue and Marshall Boulevard).

The street address of said property is along N Sterling Ave (from Pumalo St to Marshall Blvd) and along Marshall Blvd (from N Sterling Ave to Valaria Dr). SAN MANUEL BAND OF MISSION INDIANS VP FINANCE & ACCOUNTING

Dated: 8/19/2020

Signature of Owner or Agent of Owner PATRICK DUPONT

\* There are various types of deed forms depending on each person's legal status. Before you use this form you may want to consult an attorney if you have questions concerning which document form is appropriate for your transaction.

I, Patrick Dupont am the Vice President of Finance and Accounting  
(Name of below signor) (Owner, President, Authorized Agent, Partner, etc.)

the declarant of the foregoing Notice of Completion. I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

8/19/2020 San Bernardino  
(Date and Place)

  
(Signature)