STAFF REPORT TO: AMADOR COUNTY AGRICULTURAL ADVISORY

COMMITTEE January 27, 2021

ITEM #1 Review and recommendation to the Board of Supervisors regarding a request to

establish an agricultural preserve of one legal parcel totaling ± 160 acres. The existing parcel is zoned R1A, Single-family Residential and Agriculture.

Applicant: Obadiah and Shelbey Miller

Supervisor District: 2

FOR MEETING OF:

Location: 13890 Vaira Ranch Rd. Drytown, CA 95669

This application is a request to establish a ± 160 -acre agricultural preserve per the requirements of the California Land Conservation Act. The preserve is proposed for use as pasture/cattle grazing. The application includes a simultaneous rezone of this parcel to "AG," with ZC-21;1-1. The included parcel has the General Plan Designation of AG- Agricultural-General. The agricultural income and improvements for the parcel, as provided by the applicant, are included in the attached information.

The Committee must review the application to determine if the proposed preserve meets either the annual agricultural income potential of \$6,585.00, or the agricultural improvement criteria of \$32,925.00, as required by County Code Section 19.24.036(D)(2) for preserves containing 160 acres or more.

The Committee's recommendations will be forward to the Planning Commission and Board of Supervisors for further consideration.

REQUEST TO FORM AGRICULTURAL PRESERVE

I hereby request the Board of Supervisors of Amador County to establish my property, described below, in an agricultural preserve in accordance with the provisions of the California Land Conservation Act of 1965. In the event that the Board elects to establish such a preserve, I also request that the Board direct the Planning commission to initiate hearings to rezone said land to an "AG," Exclusive Agriculture zone. I also request that the Assessor consolidate the tax parcels on said land wherever possible. I understand the inclusion of said land in an agricultural preserve is conditioned on the execution of a land conservation contract between myself and Amador County.

i		l owner(s), owner(s) of older(s) as shown on the		by x mille	
Item B	Attach current title r	report.			
Item C	Attach legal descrip	tion of all property includ	ed in this requ	est.	
	Show on map(s) hov		marize on the	ly that property included in table below. List uses and acre	
Assessor'		Agricultural Us	ses	Compatible Uses	5
Parcel No	o. Acres	Description	Acres	Description	Acres
35-38	3 160	anzing	150	Gendal Falming Single Family Duelling	10
	n.				
Total Acres	160				

Item E

AGRICULTURAL PRODUCTION FROM THE LAND

Use	Crop .	Production	Comments
Dry Pasture		Cattle -80 Animal Units	
Irrigated Pasture		Animal Units	
Field Crops	3	Tons Per Acre	
		Tons Per Acre	
Row Crops		Tons Per Acre	
Now Crops		Tons Per Acre	
Orchard		Tons Per Acre	
Other			

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OTHER INCOME FROM THE LAND

Hunting		Fishing		Mineral		Other	
\$	Per Year	\$	Per Year	\$	Per Year	\$	Per Year

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LEASES

to others. Provide (s).	Use	Cash Rent Per Acre	
			\$
others. Provide Name	Crop	% to Owner	
	o others. Provide Name		

Water Systems

Other (specify)

IMPROVEMENT AND INCOME STATEMENT

Type of Improvement	Estimated Value
Barn(s)	
Corral(s)	
Fences	
Wells	\$17.800

TOTAL \$35,000

2. ESTIMATED INCOME

Use Estimated Annual Income

TOTAL

I certify that the information presented in this application	n is true and correct to the best of my knowledge.
NAME: Obje Miller	$(()() \circ \land$
ADDRESS: 13890 Valva Ranch Rd.	Signature of person who prepared application.
CITY: Drytown, CA 95699	1-13-2021
PHONE: 914,717.8701	Date 11 a CO 2 a cocci l a COCC
Additional persons to be notified concerning action on this r	shelbey. Miller egyr art
NAME: Shelbey Miller	Pequest: Shelbey. Miller@gmail.com NAME: Obje. miller@gmail.com
ADDRESS: 13890 Vava Ranch Rd.	ADDRESS: YO Box 8
CITY: Drytown, CA 95099	CITY: Plymouth, CA 95669
PHONE:	PHONE:

Preliminary Report Top Sheet

PLEASE HELP US STAY ON TOP OF YOUR TRANSACTION

If any of these questions are answered "Yes", or if you have questions about the below, please contact your Escrow Officer

- Have any of the parties recently filed bankruptcy?
- Do any of the parties plan to use a Power of Attorney?
- Are any of the parties going through a divorce? If so, is there an attorney involved?
- Is anyone currently vested in title deceased?
- Do any of the parties NOT have a valid photo ID?
- Is there construction work in progress or incomplete construction?
- Is there a mobile or manufactured home on the property?
- Are the sellers a non-resident alien or a foreign out of country seller?
- Is the property an investment property or not considered seller's principal residence?
- Will a new entity be formed, i.e. Partnership, LLC, Corporation?
- If parties are currently vested or acquiring title in their trust, have bank accounts been established in the name of the Trust?
- Will any of the parties be participating in a 1031 Exchange?
- Are any of the parties unable to sign in our office?

Thank you for choosing

Amador County's oldest title company

Western Land Title Company, Inc.

Issuing Agent for WESTCOR Land Title Insurance Company

Western Land Title Company, Inc.

Issuing Agent for WESTCOR Land Title Insurance Company
34A Summit Street
Jackson, CA 95642
Ph. 209-223-0482 Fax 209-223-0532
California Department of Insurance License No. 222

Date: 01/11/2021

Our Order No.:

42059-TO

Reference:

Miller

issued for the use of:

Obadiah & Shelbey Miller PO Box 8 Plymouth, CA 95669

When Replying Please Contact:

Escrow Officer

: Evelyn Ryan

Email: evryan@westernlandtitle.com

Title Officer

: Stacy Toma

Email: titleonly@westernlandtitle.com

PRELIMINARY REPORT

In response to the above referenced application for a Policy of Title Insurance, **WESTERN LAND TITLE COMPANY, INC.**, hereby reports that it is prepared to issue, or cause to be issued, as of the date hereof, a Policy or Policies of Title Insurance describing the land and the estate or interest therein, hereinafter set forth insuring against loss which may be sustained by reason of any defect, lien or encumbrance not shown or referred to as an Exception below or not excluded from coverage pursuant to the printed Schedules, Conditions and Stipulations of said Policy forms.

The printed Exceptions and Exclusions from the coverage and limitations on Covered Risks of said Policy or Policies are set forth in Exhibit A attached. The policy to be issued may contain and arbitration clause. When the Amount of Insurance is less that that set forth in the arbitration clause, all arbitrable matters shall be arbitrated at the option of either the Company or the Insured as the exclusive remedy of the parties. Limitations on Covered Risks applicable to the Homeowner's Policy of Title Insurance which establish a Deductible Amount and a Maximum Dollar Limit of Liability for certain coverage's are also set forth in Exhibit A. Copies of the Policy forms should be read. They are available from the Office which issued this Report.

Please read the Exceptions shown or referred to below and the Exceptions and Exclusions set forth in Exhibit A of this Report carefully. The Exceptions and Exclusions are meant to provide you with notice of matters which are not covered under the terms of the Title Insurance Policy and should be carefully considered. It is important to note that this Preliminary Report is not a written representation as to the conditions of title and may not list all liens, defects and encumbrances affecting title to the land.

This Report (and any supplements or amendments hereto) is issued solely for the purpose of facilitating the issuance of a Policy of Title Insurance and no liability is assumed hereby. If it is desired that liability be assumed prior to the issuance of a Policy of Title Insurance, a Binder or Commitment should be requested.

By:	stoma	
	Title Officer	

Proposed Buyer/Borrower: N/A

Proposed Insured: N/A

Proposed Loan Amount: N/A

Property Address: Vacant land – None assigned

Effective Date: December 30, 2020 @ 7:30 a.m.

The form of Policy of Title Insurance contemplated by this Report is:

TITLE REPORT FOR WILLIAMSON ACT APPLICATION

The estate or interest in the land described or referred or covered by this Report is:

A FEE

Title to said estate or interest at the date hereof is vested in:

OBADIAH MILLER AND SHELBEY MILLER, HUSBAND AND WIFE AS JOINT TENANTS

The land referred to in this Report is situated in the County of Amador, State of California and is described as follows:

FOR DESCRIPTION SEE EXHIBIT "A" ATTACHED HERETO

EXHIBIT "A"

All that real property situated in the State of California, County of Amador, described as follows:

PARCEL ONE:

"Adjusted Compliance Parcel 3, as shown on "Record of Survey Boundary Line Adjustment for J. Ethel Cecchettini, surviving trustee of the Cecchettini Trust dated April 24, 2001", recorded June 12, 2020, in Book 66 of Maps and Plats, Page 47, Amador County Records.

PREVIOUS APN'S: Portions of 008-330-018-000 and 008-330-020

PARCEL TWO:

"Adjusted Compliance Parcel 15, as shown on "Record of Survey Boundary Line Adjustment for J. Ethel Cecchettini, surviving trustee of the Cecchettini Trust dated April 24, 2001", recorded June 12, 2020, in Book 66 of Maps and Plats, Page 47, Amador County Records.

PREVIOUS APN'S: Portions of 008-330-018-000 and 008-330-020

CURRENT APN'S: 008-330-035, 008-330-036, 008-330-037, 008-330-038

At the date hereof exceptions to coverage in addition to the Exceptions and Exclusions in said Policy form would be as follows:

1. Taxes and assessments, general and special, which are a lien, whether due, payable, delinquent or otherwise.

NOTE: An examination of these matters is being done. Upon completion, we will supplement our report accordingly.

- 2. The lien of supplemental taxes, if any, assessed pursuant to the provisions of Section 75, et seq., of the Revenue and Taxation Code of the State of California.
- 3. Rights of the public, County and/or City, in and to that portion of said land lying within the lines of Vaira Ranch Road.
- 4. An easement affecting that portion of said land and for the purposes stated herein and incidental purposes as provided in the following:

Instrument : Grant of Easement

Granted To : Pacific Bell

For Buried communication facilities

Recorded : December 20, 1984 in Book 457, page 482 Amador

County Records

Affects : See document for exact location

Return address : Department of Transportation, District 10

P.O. Box 2048, Stockton, CA 95201

Attn: R/W Dept.

5. A deed of trust to secure an indebtedness of the amount stated below and any other amounts payable under the terms thereof.

Amount : \$320,000,00

Trustor/Borrower : Obadiah Miller and Shelbey Miller, husband and

wife, as joint tenants

Trustee Western Land Title Company, INC., a California

Corporation

Lender J. Ethel Cecchettini, Trustee of The Cecchettini

Trust

Dated August 1, 2020

Recorded August 11, 2020 as Instrument No. 2020-0006627

Amador County Official Records

Loan No. : N/A "MIN" : N/A

Returned to J. Ethel Cecchettini

3490 Eskaton Drive Placerville, CA 95667

INFORMATIONAL NOTES

The information herein set forth is supplemental to the Preliminary Report.

A) According to the public records, there have been no Deed(s) conveying the property in this Report within twenty-four (24) months prior to the date of this Report, except as for:

NONE

- B) Property Address: Vacant land None assigned
- C) This property appears to be in the Unincorporated area of Amador County.
- D) The map attached, if any, may or may not be a survey of the land depicted hereon. This company expressly disclaims any liability for loss or damage which may result from reliance on this map except to the extent coverage for such loss or damage is expressly provided by the terms and provisions of the title insurance policy, if any, to which this map is attached.
- E) NOTE: RECORDING TIMES FOR AMADOR COUNTY ARE AS FOLLOWS:

9:00 A.M. AND 2:00 P.M.

**RECORDING TIMES MAY DIFFER WITH COVID CLOSURES TO THE COUNTY OFFICES **

CUT OFF TIME TO RELEASE YOUR RECORDING IS 3:00 P.M. THE DAY <u>PRIOR</u> TO ANTICIPATED RECORDING.

SAME DAY RECORDINGS ARE ALLOWED ONLY UNDER CERTAIN CIRCUMSTANCES.

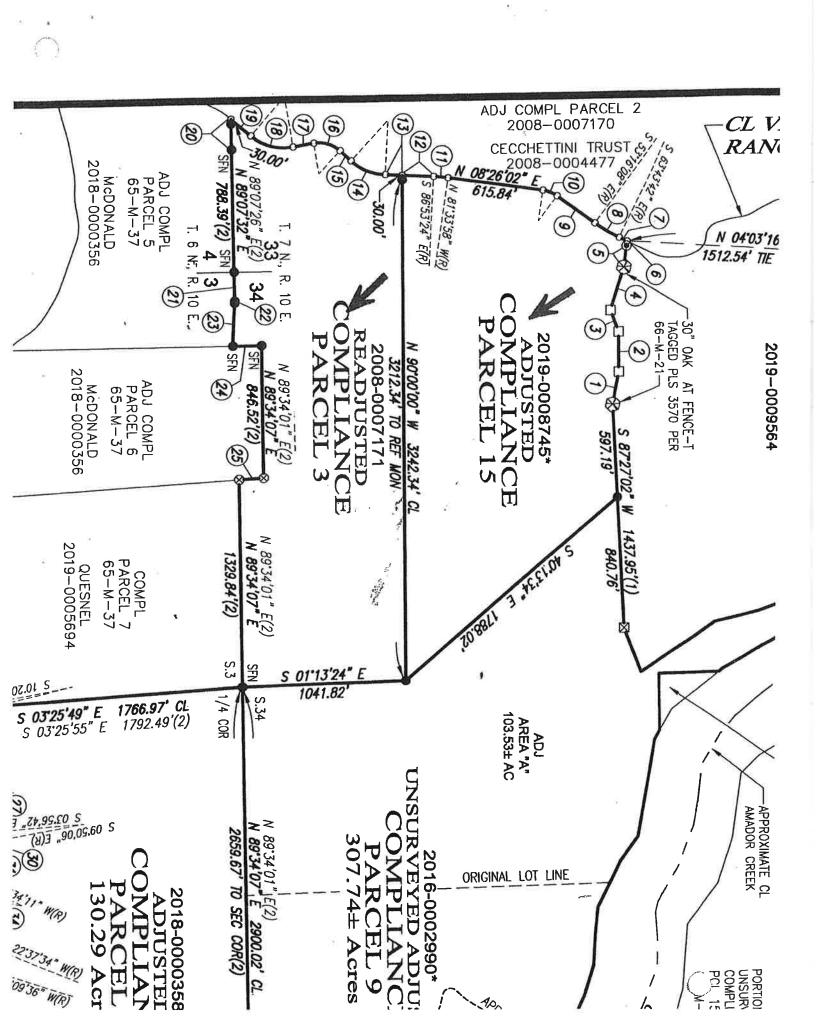
PLEASE ADVISE US IN ADVANCE OF YOUR PROPOSED RECORDINGS SO THAT WE MAY BEST ACCOMMODATE YOUR NEEDS.

NOTE: PLEASE BE ADVISED THAT OUR COUNTY RECORDER WILL NOT ACCEPT FAXED COPIES OF DOCUMENTS FOR RECORDING. ALL DOCUMENTS THAT ARE SENT TO US TO RECORD MUST BE ORIGINAL COPIES.

This Report is subject to a minimum cancellation charge of \$500.00, as required by Section 12404 of Insurance Code and Rule 2 of Department of Insurance Bulletin No. NS-35E.

CALIFORNIA "GOOD FUNDS" LAW

Effective January 1, 1990, California Insurance Code Section 12413.1, (Chapter 598, Statutes of 1989), prohibits a Title Insurance Company, controlled Escrow Company, or Underwritten Title Company from disbursing funds, from an Escrow or Sub-escrow account, (EXCEPT for funds deposited by WIRE TRANSFER, ELECTRONIC PAYMENT or CASH) until the day these funds are made available to the depositor pursuant to Part 229 of Title 12 of the Code of Federal Regulations (Reg. CC). Items such as CASHIER'S CERTIFIED or TELLER'S CHECKS may be available for disbursement on the business day following the business day of deposit; however, other forms of deposit may cause extended delays in closing the escrow or sub-escrow.



RECORDING REQUESTED BY:

Western Land Title Company, Inc.

Escrow No.: 41812

APN: Ptn

008-330-018/020

When Recorded Mail Document and Tax Statements to:

Obadiah Miller & Shelbey Miller 1835 Belmar Ct

Folsom, CA 95630



Amador County Recorder

Kimberly L. Grady

DOC- 2020-0006626-00

Acct 3-Western Land Title Co Tuesday, AUG 11, 2020 12:02

Ttl Pd \$380.00 Nbr-0000340011

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE_

Grant Deed

Exempt from fee per GC27388.1(a)(2); document is subject to the imposition of documentary transfer

Monument Preservation Fee is \$10.00

The undersigned grantor(s) declare(s):

Documentary Transfer Tax is \$352.00

(X) computed on full value of property conveyed, or

() computed on full value less of liens and encumbrances remaining at time of sale.

(X) Unincorporated area:

() City of

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

J. Ethel Cecchettini, Trustee of The Cecchettini Trust dated April 24, 2001

hereby GRANT(S) to

Obadiah Miller and Shelbey Miller, husband and wife as joint tenants

that property in Unincorporated area of Amador County, State of California, described as follows: * * * See "Exhibit A" attached hereto and made a part hereof, * * *

The Cecchettini Trust dated April 24, 2001

By: J. Tahel Cecchettini, Successor Trustee

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 <u>CA</u> County of <u>Amador</u>

On 1-25-7070 before me, Evelyn Ryan a Notary Public, personally appeared J. Ethel Cecchettini, 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.

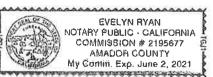
WITNESS my hand and official seal.

Signature:

Name: <u>Evelyn Ryan</u>

(Typed or Printed)

(Seal)



Order No. 41812ER

EXHIBIT "A"

All that real property situated in the State of California, County of Amador, described as follows:

"Adjusted Compliance Parcel 3, as shown on "Record of Survey Boundary Line Adjustment for J. Ethel Cecchettini, surviving trustee of the Cecchettini Trust dated April 24, 2001", recorded June 12, 2020, in Book 66 of Maps and Plats, Page 47, Amador County Records.

APN: Portions of 008-330-018-000 and 008-330-020

Recording requested by (name): Obadiah & Shelbey Miller When recorded mail to and mail tax statements to: PO Box 8	Amador County Recorder Kimberly L. Grady DOC— 2020—0010017—00 Check Number 7921 REQD BY OBADIAH & SHELBEY MILLER
Plymouth, CA 95669	Friday, NOV 06, 2020 10:27 Ttl Pd \$377.00 Nbr-0000344393 CT1/R1/1-2
GR	Recorder's Use Only
Assessor's Parcel No. (APN): 008-330-037-000/038	Declaration of Exemption From Gov't Code § 27388.1 Fee
Documentary Transfer Tax: \$ 352 If exempt, enter R&T code: Explanation: Signature of Declarant or Agent determining tax	 Transfer is exempt from fee per GC § 27388.1(a)(2): □ recorded concurrently "in connection with" transfer subject to Documentary Transfer Tax □ recorded concurrently "in connection with" a transfer of residential dwelling to an owner-occupier □ Transfer is exempt from fee per GC 27388.1(a)(1): □ Fee cap of \$225.00 reached □ Not related to real property
For a valuable consideration, receipt of which is GRANTOR(S) Gifford & Midra Miller and Miller (owners who are signing deed)	a grant of the first of the grant of the first of the fir
Husband and wife as joint tenants.	
(current owner(s) form of title) hereby grant(s) to GRANTEE(S) Obadiah & She (new owners, incl	
(new owners, continued)	
as Husband and wife as joint tenants. (new owner(s) form of title)	
the following real property in the City of Drytown	
County of Amador County	, California (insert legal description):
Adjusted compliance Parcel 15, as shown on "Recechettini, surviving trustee of the Cecchettini Took 66 of Maps and Plats, Page 47, Amador CeAPN: Portions of 008-330-018-000 and 008-000 and 008-0	
Date: 29 Oct 2020	(Signature of declarant) (Print name)
Date: 290ct. 2020	(Signature of declarant) (Print name) (Print name)

ACKNOWLEDGMENT

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.

and the tree framework about doy, or variate of that document.					
State of California Colorado) County of Boulder)					
On 79th Oct 2020 before me, Mich	name and title of the officer) Midra Miller				
personally appeared Sifford and	Midra Miller				
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 t instrument the person(s), or the entity upon behalf of winstrument.	hat by his/her/their signature(s) on the				
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.	(Seal)				
Signature- Signature	MICHAEL BREWSTER NOTARY PUBLIC STATE OF COLORADO NOTARY ID 20194004291 MY COMMISSION EXPIRES 02/01/2023				

ITEM C - Legal Description of Property

All that real property situated in the Sate of California, County of Amador, described as follows:

Adjusted Compliance Parcel 3, as shown on "Record of Survey Boundary Line Adjustment for J. Ethel Cecchettini, surviving trustee of the Cecchettini Trust dated April 24, 2001", recorded June 12, 2020, in Book 66 of Maps and Plays, Page 47, Amador County Records.

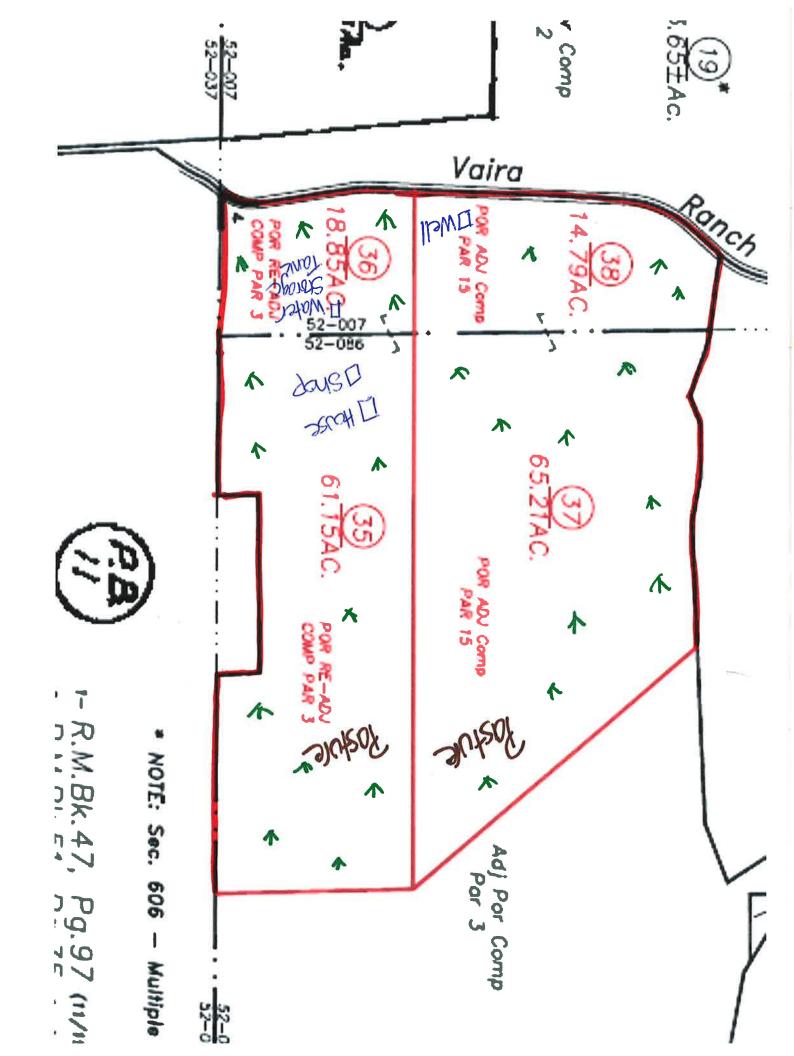
APN: Portions of 008-330-018-000 and 008-330-020

APN: 008-330-035-000

008-330-036-000

008-330-037-000

008-330-038-000





AllPaid 7820 Innovation Boulevard Suite 250 Indianapolis,IN 46278 24hr. Customer Service #: 888-604-7888

Planning Departments Fees Payment Confirmation (Ref #: 30491836)

PLC:

Amador County

Date: 01/13/2021 17:46 EST

A002LX

810 Court Street

Jackson, California 95642

For: Planning Departments Fees

TRANSACTION INFORMATION

First Name:

Shelbey

Transaction Reference #:

30491836

Last Name:

Miller

Transaction Date/Time:

01/13/2021 17:46 EST

Telephone No:

(530)409-5094

Mailing

Address:

P.o. Box 8

Plymouth, Ca 95669

Apn:

008330024** See Project File Notes;

Multiple Apns

Miller Zone Change And New

Williamson Act Contract (160 Acres);

Reference:

Zc-21;1-1; \$3,353.00 (\$2329 New Contract, \$1156 Zone Change, \$50

Admin Eas)

Admin Fee)

BILLING INFORMATION

Name:

Shelbey K. Miller

Address:

P.o. Box 8

City, State Zip:

Plymouth, Ca 94669

Phone #:

(530)409-5094

Card #:

xxxx-xxxx-xxxx-0237

PAYMENT INFORMATION

Approval #:

08777C

Payment Amount:

\$3353.00

Service Fee:

\$75.44

Total Amount:

\$3428.44

The service fee is not refundable.

ATTENTION CARDHOLDER



AllPaid 7820 Innovation Boulevard Suite 250 Indianapolis,IN 46278

24hr. Customer Service #: 888-604-7888

Planning Departments Fees Payment Confirmation (Ref #: 30498106)

PLC:

Amador County

Date: 01/14/2021 13:16 EST

A002LX

810 Court Street

Jackson, California 95642

For: Planning Departments Fees

TRANSACTION INFORMATION

First Name:

Shelbey

Transaction Reference #:

30498106

Last Name:

Miller

Transaction Date/Time:

01/14/2021 13:16 EST

Telephone No:

(530)409-5094

Mailing Address:

P.o. Box 8

Plymouth. Ca 95669

Apn:

008330024** See Project File Notes,

Multiple Apns

Remainder Of Payment For Zone Change Zc-21;1-1 And New Wa Contract \$3535.00

Reference:

Total, \$3353.00 Paid (2329.00 New Contract, \$1156.00 Zone Change, \$50 Admin Fee)Remainder: \$182.00

BILLING INFORMATION

Name:

Shelbey K Miller

Address:

P.o. Box 8

City, State Zip:

Plymouth, Ca 95669

Phone #:

(530)409-5094

Card #:

xxxx-xxxx-xxxx-0237

PAYMENT INFORMATION

Approval #:

08948C

Payment Amount:

\$182.00

Service Fee:

\$4.10

Total Amount:

\$186.10

The service fee is not refundable.

ATTENTION CARDHOLDER

If you have questions about the processing of your payment, please call AllPaid at 888-604-7888.

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Form #: EUR