

1 BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA

2 RESOLUTION NO. _____

3 **RESOLUTION ACCEPTING BEQUEST OF REAL PROPERTY AND FUNDS FROM**
4 **THE JOHN T. KLAUS 1994 TRUST TO THE COUNTY OF LAKE**

5 WHEREAS, pursuant to Section 25355 of the Government Code, this Board may accept
6 any bequest made to or in favor of the County; and

7
8 WHEREAS, the John T. Klaus 1994 Trust wishes to bequest to the County of Lake, by
9 and through the Parks and Recreation Division of the Lake County Public Services
10 Department, those real properties located at 15300, 15600, 15036, 15004, 14658, and 14896
11 East Highway 20, Clearlake Oaks, California, consisting of approximately 620 acres, to be
12 used for and maintained solely as a public park; and

13
14 WHEREAS, the above-referenced bequest is conditioned upon the County's agreement
15 to certain conditions: (1) That the public park created through the acquisition of the properties
16 described above is to be named the "John T. Klaus Park"; (2) That one-third of the land on the
17 rear end of this public park shall be reserved as a refuge for wildlife; and (3) That there be
18 areas of this public park set aside and developed for sporting and athletic activities for youth;
19 and
20

21 WHEREAS, the John T. Klaus 1994 Trust provides that the remaining parcels of real
22 property in the Trust Estate described in Schedule A of said Trust are to be sold and the net
23 proceeds from such sale(s) are to be distributed to the County of Lake on the conditions that:
24 (1) Said proceeds, along with any fees generated by activities on the park properties, shall be
25 held in an account, which shall be maintained separate and apart from any County of Lake
26 general fund or Lake County Public Services Department fund, and shall be used solely for the
27 improvements and maintenance separate account on a yearly basis to determine whether the
28

1 above-described funds are being used solely for the improvements and maintenance costs of
2 the John T. Klaus Park and the results of this review must be provided to the Trustee of the
3 John T. Klaus 1994 Trust on a yearly basis; and
4

5 WHEREAS, the John T. Klaus 1994 Trust makes the above-described bequests to the
6 "Lake County Parks & Recreation Department", which is not an separate department within the
7 County of Lake, but is a division within the Lake County Public Services Department and shall
8 be responsible for maintaining the John T. Klaus Park and accounting for the receipt and use
9 of all proceeds from the sale of certain remainder properties and/or any fees received for park
10 use.
11

12 NOW THEREFORE BE IT RESOLVED BY THE Board of Supervisors of the County of
13 Lake, State of California, that it finds, determines and hereby declares that:

- 14 1. The above recitals are true and correct and hereby adopted and incorporated by
15 reference herein.
16
- 17 2. The bequest to the County of Lake, by and through the Lake County Public Services
18 Department, Parks and Recreation Division, of the real property located at 15300,
19 15600, 15036, 15004, 14658, and 14896 East Highway 20, Clearlake Oaks, California
20 is hereby accepted for the above specified purpose and under the conditions here
21 stated.
22
- 23 3. The bequest to the County of Lake, by and through the Lake County Public Services
24 Department, Parks and Recreation Division, of the net proceeds from the sale of the
25 remaining real property parcels of the Trust Estate belonging to the John T. Klaus 1994
26 Trust to the County of Lake is hereby accepted for the above purposes and under the
27 conditions here stated.
28

1 THIS RESOLUTION WAS PASSED AND ADOPTED by the Board of Supervisors of the
2 County of Lake at a regular meeting thereof on the _____ day of February, 2021 by the
3 following vote:
4

5 AYES:

6 NOES:

7 ABSENT OR NOT VOTING:

8 _____
9 CHAIR, Board of Supervisors

10 Attest: CAROL J. HUCHINSON
11 Clerk of the Board
12 of Supervisors

APPROVED AS TO FORM:
ANITA L. GRANT
County Counsel

13 By: _____

14 By: _____