

RECORDING REQUESTED BY:  
LOCAL AGENCY FORMATION COMMISSION

WHEN RECORDED, PLEASE MAIL TO:

LAFCO  
215 North D Street, Suite 204  
San Bernardino CA 92415-0490  
Inter-Office Mail Code 0490

Exempt from Fee Pursuant to Government Code Section 6103

Recorded in Official Records, County of San Bernardino

8/17/2010  
10:47 AM  
BGJ



**LARRY WALKER**  
Auditor/Controller – Recorder

P Counter

Doc#: 2010-0334257

Titles: 1 Pages: 19



Fees	0.00
Taxes	0.00
Other	0.00
PAID	\$0.00

This Space for Recorder's Use Only

CERTIFICATE OF COMPLETION-LAFCO

Title of Document

**RESCISSION OF COMPLETION OF LAFCO 3067D ET AL. PURSUANT TO STIPULATED  
JUDGMENT ISSUED BY THE SAN BERNARDINO SUPERIOR COURT ON AUGUST 13, 2010  
CASE NO. CIVDS 1002077**

THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE FOR RECORDING INFORMATION

**LOCAL AGENCY FORMATION COMMISSION  
COUNTY OF SAN BERNARDINO**

215 North D Street, Suite 204, San Bernardino, CA 92415-0490  
(909) 383-9900 • Fax (909) 383-9901  
E-MAIL: lafco@lafco.sbcounty.gov  
www.sbclafco.org

**AMENDED CERTIFICATE OF COMPLETION**

I, **KATHLEEN ROLLINGS-McDONALD**, Executive Officer of the Local Agency Formation Commission for the County of San Bernardino, hereby certify that the **Local Agency Formation Commission** has completed a change of organization.

The short title of the action is: **RESCISSION OF COMPLETION OF LAFCO 3067D ET AL. PURSUANT TO STIPULATED JUDGMENT ISSUED BY THE SAN BERNARDINO SUPERIOR COURT IN CASE NO. CIVDS 1002077**

The name of each city and/or district involved in this reorganization and the kind or type of change of organization ordered for each city and/or district are as follows:

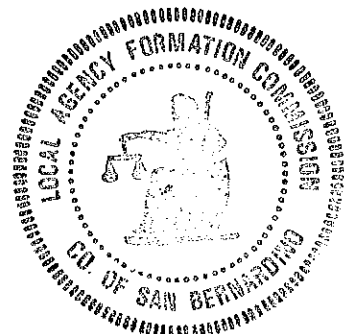
<u>City or District</u>	<u>Type of Change of Organization</u>
City of San Bernardino	Detached From
San Bernardino County Fire Protection District (SBCFPD)	Annexed to
SBCFPD Valley Service Zone	Annexed to
SBCFPD Service Zone PM-2	Annexed to
County Service Area SL-1	Annexed to
County Service Area 70	Annexed to

The above-listed cities and/or districts are located within the following county: County of San Bernardino.

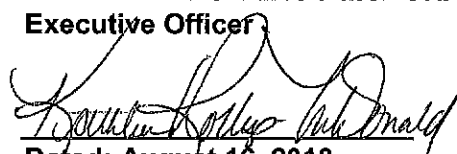
The change of organization was ordered by Stipulated Judgment executed by the San Bernardino Superior Court in Case No. 1002077 on August 13, 2010. Amended Resolution No. 3103 which orders the change identified in the Stipulated Judgment, a copy of which is attached as LAFCO Exhibit "A", was adopted by the Executive Officer of the Local Agency Formation Commission on August 16, 2010. This Certificate of Completion sets forth the legal description of the territory (Exhibit B) and map (Exhibit B-1) for this change of organization.

The area is legally inhabited.

Pursuant to Government Code Section 56886.1, public utilities, as defined in Section 216 of the Public Utilities Code, have ninety (90) days following the recording of this Certificate of Completion to make the necessary changes to impacted utility customer accounts.



**KATHLEEN ROLLINGS-McDONALD**  
Executive Officer

  
Dated: August 16, 2010

**LOCAL AGENCY FORMATION COMMISSION  
COUNTY OF SAN BERNARDINO**

215 North D Street, Suite 204, San Bernardino, CA 92415-0490  
(909) 383-9900 • Fax (909) 383-9901  
E-MAIL: [lafco@lafco.sbcounty.gov](mailto:lafco@lafco.sbcounty.gov)  
[www.sbclafco.org](http://www.sbclafco.org)

---

PROPOSAL NO.: LAFCO 3067D

**AMENDED RESOLUTION NO. 3103**

**A RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION OF THE COUNTY OF SAN BERNARDINO RESCINDING COMPLETION OF LAFCO 3067D – REORGANIZATION TO INCLUDE CITY OF SAN BERNARDINO ANNEXATION NO. 361 AND DETACHMENTS FROM THE SAN BERNARDINO COUNTY FIRE PROTECTION DISTRICT, ITS VALLEY SERVICE ZONE, AND ITS SERVICE ZONE PM-2, COUNTY SERVICE AREA SL-1 AND COUNTY SERVICE AREA 70 (ISLAND AREA #4) PURSUANT TO STIPULATED JUDGMENT ISSUED BY THE SAN BERNARDINO SUPERIOR COURT IN CASE NO. CIVDS 1002077 ON AUGUST 13, 2010.**

**WHEREAS**, on November 18, 2009 the Local Agency Formation Commission for San Bernardino County conducted a public hearing on the proposed change of organization known as LAFCO 3067A -- Reorganization to Include City of San Bernardino Annexation No. 361 and Detachments from San Bernardino County Fire Protection District, its Valley Service Zone, its Service Zone PM-2, County Service Area SL-1 and County Service Area 70 (Island Area #4); and,

**WHEREAS**, the Commission approved the change of organization and issued its Resolution No. 3074 outlining its approval and conditions for annexation of Island Area #4; and,

**WHEREAS**, on February 22, 2010 the Local Agency Formation Commission issued a Certificate of Completion for said change of organization establishing its effective date for inclusion within the City of San Bernardino as February 22, 2010; and,

**WHEREAS**, on February 25, 2010 Ms. Susan Hulse filed a lawsuit in San Bernardino Superior Court, entitled *Hulse vs. All Persons Interested in the Matter of Local Agency Formation Commission for San Bernardino County ("LAFCO") 3067A-F, et al.*, Case No. 1002077 (the "Action"); and,

**WHEREAS**, on or about August 12, 2010 the parties to the Action, including Ms. Hulse, the Local Agency Formation Commission for San Bernardino County, and the City of San Bernardino, entered into a stipulation for the entry of judgment in the Action, a copy of which is attached hereto as Exhibit A (hereinafter, the "Stipulated Judgment"); and

**WHEREAS**, by its terms, the Stipulated Judgment executed by the Court on August 13, 2010 as the final judgment in the Action requires LAFCO to rescind the annexation of Island Area #4, and to record a new Certificate of Completion to effectuate the annexation rescission; and,

**LAFCO EXHIBIT A**

**AMENDED RESOLUTION NO. 3103**

**WHEREAS**, by action taken by the Local Agency Formation Commission for San Bernardino County on July 7, 2010, the Commission has delegated authority over all actions necessary to effectuate the Stipulated Judgment to its Executive Officer.

**NOW, THEREFORE, BE IT RESOLVED**, that the Executive Officer does hereby determine, resolve, order, and find as follows:

**DETERMINATIONS:**

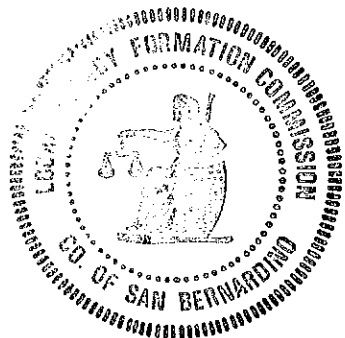
**SECTION 1.** The Executive Officer shall cause to be mailed certified copies of this resolution to those affected and interested parties receiving Resolution No. 3074, those agencies who shall resume service to the area upon rescission of the reorganization to include annexation, the San Bernardino Superior Court, those requesting notification of the Commission's action, and all public agencies affected by this action.


**SECTION 2.** The Local Agency Formation Commission hereby rescinds the following actions taken in regard to LAFCO 3067D:

1. The Certificate of Completion issued on February 22, 2010 and recorded that same date as document number 2010-0067728;
2. The Statement of Boundary Change issued on February 22, 2010;
3. LAFCO Resolution No. 3074 adopted on November 18, 2009, issued on November 19, 2010 and attached to the Certificate of Completion issued on February 22, 2010; and,
4. The approval of the Statutory Exemption for LAFCO 3067D, approved on November 18, 2009, and the Notice of Exemption, filed with the Clerk to the San Bernardino County Board of Supervisors on November 19, 2009.

**SECTION 3.** The Executive Officer shall cause this resolution, and appropriate Certificate of Completion reflecting the rescission contemplated herein, to be recorded in the official records of the County of San Bernardino, and shall also file a Statement of Boundary Change, as required by Government Code Section 57204, to remove the territory from the City of San Bernardino and return it the jurisdiction of the San Bernardino County Fire Protection District, its Valley Service Zone, Service Zone PM-2, County Service Area SL-1 and County Service Area 70.

**ADOPTED ON August 16, 2010**



  
\_\_\_\_\_  
**KATHLEEN ROLLINGS-McDONALD**  
Executive Officer

COPY

EXHIBIT A

1 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP  
A Limited Liability Partnership  
2 Including Professional Corporations  
SEAN P. O'CONNOR, Cal. Bar No. 155940  
3 MARGUERITE P. BATTERSBY, Cal. Bar No. 115422  
DANIEL P. BANE, Cal. Bar No. 251144  
4 650 Town Center Drive, 4th Floor  
Costa Mesa, California 92626-1993  
5 Telephone: 714-513-5100  
Facsimile: 714-513-5130

FILED-Central District  
SUPERIOR COURT  
SAN BERNARDINO COUNTY

AUG 13 2010

By *Stephanie Chandler*  
Deputy

6 Attorneys for Plaintiff, Susan Hulse  
7  
8  
9

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
11 FOR THE COUNTY OF SAN BERNARDINO

12 SUSAN HULSE, an Individual

13 Plaintiff,

14 v.

15 ALL PERSONS INTERESTED IN THE  
16 MATTER OF LOCAL AGENCY  
FORMATION COMMISSION FOR SAN  
BERNARDINO COUNTY ("LAFCO") 3067  
17 A-F (RESOLUTION NOS. 3071 (LAFCO  
3067A); 3072 (LAFCO 3067B); 3073 (LAFCO  
18 3067C); 3074 (LAFCO 3067D); 3075 (LAFCO  
3067E); and 3076 (LAFCO 3067F)  
19 APPROVED ON NOVEMBER 18, 2009,  
WITH RECONSIDERATION DENIED ON  
20 FEBRUARY 17, 2010; SAN BERNARDINO  
COUNTY LOCAL AGENCY FORMATION  
21 COMMISSION; CITY OF SAN  
BERNARDINO; and DOES 1-100, inclusive,

22 Defendants.  
23

Case No.: CIVDS 1002077  
(CEQA)

Assigned for all purposes to:  
Hon. Judge Donald R. Alvarez  
Dept. S36

24  
25 **STIPULATION FOR ENTRY OF  
26 JUDGMENT; [PROPOSED] ORDER AND  
27 JUDGMENT THEREON**

Complaint Filed: February 25, 2010

28 It is hereby stipulated, by and between Plaintiff SUSAN HULSE ("Plaintiff") and  
26 Defendants LOCAL AGENCY FORMATION COMMISSION FOR SAN BERNARDINO  
27 COUNTY ("LAFCO") and CITY OF SAN BERNARDINO ("City"), as follows:

1 RECITALS

2 WHEREAS, on or about November 18, 2009, LAFCO considered and approved San  
3 Bernardino Annexation No. 361/LAFCO 3067A-F (LAFCO Resolution Nos. 3071-3076)  
4 (hereinafter, the "Island Annexations");

5 WHEREAS, on or about November 19, 2009, LAFCO filed Notices of Exemption  
6 regarding the Island Annexations with the Clerk of the Board of Supervisors of San Bernardino  
7 County;

8 WHEREAS, on or about December 17, 2009, Plaintiff Susan Hulse ("Plaintiff") filed one  
9 or more requests for reconsideration with LAFCO, pursuant to Government Code Section 56895,  
10 seeking reconsideration of the Island Annexations;

11 WHEREAS, on or about February 17, 2010, LAFCO denied Plaintiff's requests for  
12 reconsideration regarding the Island Annexations;

13 WHEREAS, on or about February 22, 2010, LAFCO executed and recorded Certificates of  
14 Completion for the Island Annexations;

15 WHEREAS, upon the recordation of the Certificates of Completion, the Island  
16 Annexations were deemed to be completed and in existence;

17 WHEREAS, on February 25, 2010, Plaintiff filed and served her Complaint to Invalidate  
18 Unlawful Island Annexations Approved Pursuant to Government Code Section 56375.3; for  
19 Violations of the California Environmental Quality Act ("CEQA"); and for Declaratory and  
20 Injunctive Relief, which complaint was brought pursuant to Code of Civil Procedure Sections 800  
21 *et seq.* as a "reverse validation" action (hereinafter, the "Action");

22 WHEREAS, to date, no interested parties have answered or otherwise intervened in the  
23 Action;

24 WHEREAS, on or about April 6, 2010, Plaintiff filed and served her First Amended  
25 Complaint to Invalidate Unlawful Island Annexations Approved Pursuant to Government Code  
26 Section 56375.3, for Violations of CEQA, and for Declaratory and Injunctive Relief (hereinafter,  
27 "Complaint");

28

1 WHEREAS, Plaintiff's Complaint alleges that the Island Annexations were unlawfully  
2 approved, pursuant to Government Code Section 56375.3 and CEQA; and Defendant LAFCO  
3 disputes these allegations; and


4 WHEREAS, the parties enter into this Stipulated Judgment for the purpose of avoiding any  
5 additional costs of litigation, and without any admission of wrongdoing or violation of law;

6 **AGREEMENT**

7 Based on the Recitals set forth above, which are incorporated herein, and in consideration  
8 therefore, the parties agree that a Stipulated Judgment in the form and manner set forth below (see  
9 Exhibit "A" to the attached Order and Judgment) shall be submitted to and may be made and  
10 entered by the Court with respect to the rights and obligations of the parties to this Stipulated  
11 Judgment.

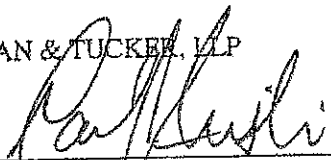
12 DATED: August 5, 2010

13 LOCAL AGENCY FORMATION  
14 COMMISSION FOR SAN BERNARDINO  
15 COUNTY

16 By   
17 Kathleen Rollings-McDonald  
18 Executive Officer

19 APPROVED AS TO FORM:

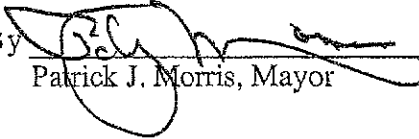
20 RUTAN & TUCKER, LLP

21 By:   
22 Mark Austin, Esq.  
23 Special Counsel to the LAFCO, Defendant



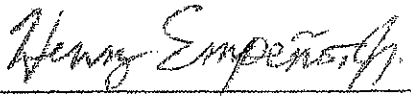
1 DATED: August 12, 2010

2 CITY OF SAN BERNARDINO

3  
4  
5 By   
Patrick J. Morris, Mayor

6 APPROVED AS TO FORM:

7 JAMES F. PENMAN, CITY ATTORNEY

8  
9 By: 

10 Henry Empeño, Jr., Senior Deputy  
11 City Attorney for the City of  
San Bernardino, Defendant

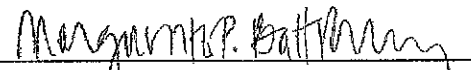
12 DATED: August 12, 2010

13  
14 SUSAN HULSE

15  
16 By   
17 SUSAN HULSE, Plaintiff

18 APPROVED AS TO FORM:

19 SHEPPARD MULLIN RICHTER & HAMPTON, LLP

20 By:   
21 Marguerite P. Battersby, Esq.  
22 Daniel P. Bane, Esq.  
23 Attorneys for Susan Hulse, Plaintiff

24  
25  
26  
27  
28

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**[PROPOSED] ORDER AND JUDGMENT**

Based on the foregoing Recitals, and the attached Stipulated Judgment (Exhibit "A"), and with good cause appearing therefore:

**IT IS HEREBY ORDERED, ADJUDGED, AND DECREED** that judgment in this matter shall be entered in accordance with the Stipulated Judgment, attached hereto as Exhibit "A" and incorporated herein in full.

**IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that this Court shall retain jurisdiction over this matter until such time as the Island Annexations (LAFCO 3067A-F) have been detached from the City of San Bernardino, and payment in full has been made to Plaintiff, as set forth in the Stipulated Judgment.

**IT IS SO ORDERED, ADJUDGED, AND DECREED.**

DATED: AUG 13 2010, ~~2010~~

  
\_\_\_\_\_  
Donald R. Alvarez, Judge

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

EXHIBIT "A"

STIPULATED JUDGMENT

I. Promptly upon entry of this Stipulated Judgment by the Court, the San Bernardino Local Agency Formation Commission ("LAFCO") shall take the following actions to effect the rescission of LAFCO Resolution Nos. 3071 (LAFCO 3067A), 3072 (LAFCO 3067B), 3073 (LAFCO 3067C), 3074 (LAFCO 3067D), 3075 (LAFCO 3067E), and 3076 (LAFCO 3067F) (collectively, the "Resolutions") approving the annexation of six (6) unincorporated San Bernardino County islands pursuant to Government Code § 56375.3 ("Section 56375.3") (collectively, the "Island Annexations"):

A. The Certificates of Completion for the Island Annexations, issued by the LAFCO Executive Officer on February 22, 2010, and recorded that same day as document numbers 2010-0067724, 2010-0067725, 2010-0067726, 2010-0067727, 2010-0067728, and 2010-0067729, shall be effectively rescinded by the LAFCO Executive Officer's recordation, at LAFCO's expense, of six (6) new certificates of completion confirming the restoration of the *status quo ante* the Island Annexations. LAFCO shall exercise its best efforts to record the new certificates of completion not later than four (4) calendar days following Court approval of this Stipulated Judgment.

B. The new certificates of completion shall reflect the following actions regarding the Island Annexations:

<u>Area</u>	<u>Agency And Action Taken</u>
LAFCO 3067A	City of San Bernardino – <i>Detached From</i> San Bernardino County Fire Protection District (SBCFPD) – <i>Annexed to</i> SBCFPD Valley Service Zone – <i>Annexed to</i> SBCFPD Service Zone PM-2 – <i>Annexed to</i> County Service Area 70 – <i>Annexed to</i> County Service Area SL-1 – <i>Annexed to</i>

1	LAFCO 3067B	City of San Bernardino -- <i>Detached From</i>
2		San Bernardino County Fire Protection District (SBCFPD) -- <i>Annexed to</i>
3		SBCFPD Valley Service Zone -- <i>Annexed to</i>
4		SBCFPD Service Zone PM-2 -- <i>Annexed to</i>
5		County Service Area 70 -- <i>Annexed to</i>
6		County Service Area SL-1 -- <i>Annexed to</i>
7	LAFCO 3067C	City of San Bernardino -- <i>Detached From</i>
8		San Bernardino County Fire Protection District (SBCFPD) -- <i>Annexed to</i>
9		SBCFPD Valley Service Zone -- <i>Annexed to</i>
10		SBCFPD Service Zone PM-2 -- <i>Annexed to</i>
11		County Service Area 70 -- <i>Annexed to</i>
12		County Service Area SL-1 -- <i>Annexed to</i>
13	LAFCO 3067D	City of San Bernardino -- <i>Detached From</i>
14		San Bernardino County Fire Protection District (SBCFPD) -- <i>Annexed to</i>
15		SBCFPD Valley Service Zone -- <i>Annexed to</i>
16		SBCFPD Service Zone PM-2 -- <i>Annexed to</i>
17		County Service Area 70 -- <i>Annexed to</i>
18		County Service Area SL-1 -- <i>Annexed to</i>
19	LAFCO 3067E	City of San Bernardino -- <i>Detached From</i>
20		San Bernardino County Fire Protection District (SBCFPD) -- <i>Annexed to</i>
21		SBCFPD Valley Service Zone -- <i>Annexed to</i>
22		SBCFPD Service Zone PM-2 -- <i>Annexed to</i>
23		County Service Area 70 -- <i>Annexed to</i>
24		County Service Area SL-1 -- <i>Annexed to</i>
25	LAFCO 3067F	City of San Bernardino -- <i>Detached From</i>
26		San Bernardino County Fire Protection District (SBCFPD) -- <i>Annexed to</i>
27		SBCFPD Valley Service Zone -- <i>Annexed to</i>
28		

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

	SBCFPD Service Zone PM-2 – <i>Annexed to</i>
	County Service Area 70 – <i>Annexed to</i>
	County Service Area SL-1 – <i>Annexed to</i>

2. Upon the entry of this Stipulated Judgment by the Court and LAFCO’s completion of the actions set forth hereinabove, LAFCO shall promptly notify all affected public agencies, and all property owners/residents in the affected areas through correspondence sent by regular mail using a mailing list provided by the City, that the Island Annexations have been rescinded. Additionally, LAFCO shall immediately notify the appropriate taxing authorities that any property tax and subvention revenue designations affecting the San Bernardino County Fire Protection District (“SBCFPD”), SBCFPD Valley Service Zone, SBCFPD Service Zone PM-2, County Service Area 70, and/or County Service Area SL-1, and any other affected agencies, made as a result of the Island Annexations, must be returned to the *status quo ante* the Island Annexations.

3. The City of San Bernardino (“City”) shall repeal City Resolution Nos. 2006-247 and 2006-348 at its next regularly scheduled meeting of the City Council following entry of this Stipulated Judgment by the Court. All parties agree that the Arrowhead Springs Annexation was not (and shall not be) conditioned on the annexation of the six (6) areas identified as LAFCO 3067A-F, or the five (5) additional areas referenced in City Resolution No. 2006-348.

4. The City shall not initiate any further island annexations pursuant to Section 56375.3 in which the area sought to be annexed comprises less than an entire unincorporated island, unless and until the California Legislature substantially revises Section 56375.3 and/or the Cortese-Knox-Hertzberg Act (Government Code Sections 56000 *et seq.*) (hereinafter, the “LAFCO Act”) specifically to allow such annexations.

5. Unless and until the California Legislature substantially revises Section 56375.3 and/or the LAFCO Act to allow annexations of territories that comprise less than an entire unincorporated island, LAFCO agrees it shall not condition any annexations requested by the City on the City’s additional annexation of areas that comprise less than the entire unincorporated island of which they are a part. In addition, LAFCO further agrees that it will not withhold

1 approval of annexations requested by the City because island annexations of less than an entire  
2 unincorporated island cannot be so conditioned.

3 6. Any "interested persons," as that term is used in Code of Civil Procedure §§ 860 *et*  
4 *seq.*, failing to timely respond to the Complaint, are in default, and this Stipulated Judgment may  
5 be entered against them pursuant to Code of Civil Procedure Section 585, subdivision (c).

6 7. LAFCO and the City shall, within ten (10) calendar days following receipt of  
7 notice that the Court has approved and signed this Stipulated Judgment, reimburse Plaintiff's  
8 attorneys' fees and costs of litigation in this matter as follows:

9 A. The City shall be liable to Plaintiff for, and shall reimburse Plaintiff for,  
10 \$66,667.00, and no more; and

11 B. LAFCO shall be liable to Plaintiff for, and shall reimburse Plaintiff for,  
12 \$33,333.00, and no more.

13 C. The foregoing amounts represent two separate liabilities for which the City  
14 and LAFCO are not jointly or severally liable. Under no circumstances shall LAFCO be required  
15 to pay the amount owed by the City, or the City be required to pay the amount owed by LAFCO.

16 8. Plaintiff's recovery of attorneys' fees and litigation costs in connection with this  
17 Action are limited to the amounts set forth in Paragraph 7 above. Plaintiff shall not be entitled to  
18 recover any further attorneys' fees and/or costs from either the City or LAFCO that relate in any  
19 manner to the Action, the Resolutions, or the Island Annexations (including but not limited to fees  
20 and costs incurred before the Action was initiated), except for the amounts set forth in Paragraph 7  
21 above. Any party who is required to bring a post-judgment enforcement action on, or defend any  
22 challenge to, this Stipulated Judgment may recover their fees and costs if they are the prevailing  
23 party, as determined by the Court.

24 9. The City and LAFCO shall each pay their own respective attorneys' fees and costs  
25 of litigation in this matter, including any fees and costs incurred in complying with this Stipulated  
26 Judgment. Neither the City nor LAFCO shall seek reimbursement nor recovery from the other for  
27 their attorneys' fees and/or costs of litigation in this matter.

28

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

10. The Court shall retain jurisdiction over this matter until such time as the Island Annexations (LAFCO 3067A-F) have been detached from the City of San Bernardino and payment in full has been made to Plaintiff, as set forth in this Stipulated Judgment.

PROOF OF SERVICE

STATE OF CALIFORNIA

COUNTY OF SAN BERNARDINO

I am employed in the County of San Bernardino, State of California. I am over the age of 18 and not a party to the within action; my business address is 300 No. "D" Street, Rm 668, San Bernardino, California.

On August 13, 2010, I served the foregoing document described as: **STIPULATION FOR ENTRY OF JUDGMENT; [PROPOSED] ORDER AND JUDGMENT THEREON** on the persons set forth below as follows:

Marguerite P. Battersby, Esq.,  
Sheppard, Mullin, Richter & Hampton  
650 Town Center Drive, 4<sup>th</sup> Floor,  
Costa Mesa, CA 92626  
**714.513.5100 office; 714.513.5130 fax**  
(Attorneys for Plaintiff, HULSE)

Mark J. Austin, Esq.  
RUTAN & TUCKER  
611 Anton Blvd., 14<sup>th</sup> Floor  
Costa Mesa, CA 92626-1931  
(714) 641-5100; (714) 546-9035  
(Attorneys for Defendant, SAN BERNARDINO COUNTY LOCAL AGENCY FORMATION COMMISSION)

\*(BY UNITED STATES MAIL) I enclosed the documents in a sealed envelope or package addressed to the persons at the above listed addresses. By placing the envelope for collection and mailing following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.

(STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

(FEDERAL) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on August 13, 2010, at San Bernardino, California.

Angela Rodriguez  
Legal Secretary  
City Attorney's Office  
300 N. D Street  
San Bernardino, CA 92418

  
(signature)

**Rescission of LAFCO 3067 D  
Detachment from City of San Bernardino and Annexation to the San Bernardino  
County Fire Protection District, its Valley Service Zone and its Service Zone PM-2  
(paramedics), County Service Area 70, and County Service Area SL-1 (Island 4)**

All those portions of unincorporated territory located in Section 36, Township 1 North, Range 4 West, San Bernardino Meridian, in the County of San Bernardino, State of California, described as follows:

**BEGINNING** at the centerline intersection of Del Rosa Avenue, 74 feet wide and Del Rosa Drive, 74 feet wide, said point also being on the existing Corporate City Limit Line of the City of San Bernardino, said point also being the southwesterly corner of "Annexation No. 317" (LAFCO 1867);

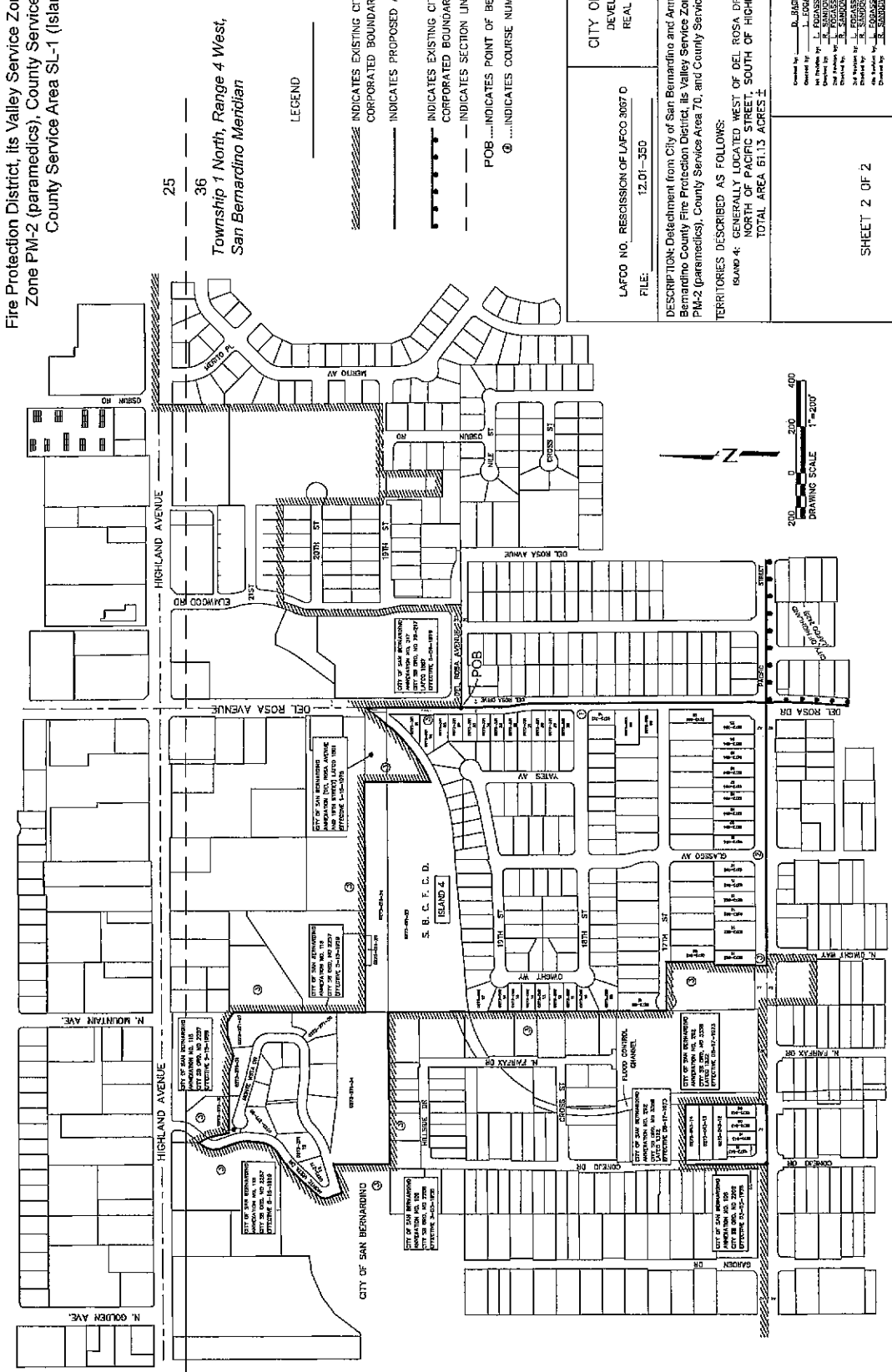
- 1) Thence southerly and leaving said Corporate City Limit Line, along said centerline of said Del Rosa Drive to its intersection with the centerline of Pacific Street, said point also being an angle point on the Corporate City Limit Line of the City of Highland;
- 2) Thence westerly, along said centerline of Pacific Street and leaving said Corporate City Limit Line of the City of Highland, to a point on the Corporate City Limit Line of the City of San Bernardino as established by "Annexation No. 292" (LAFCO 1322);
- 3) Thence westerly along said existing Corporate City Limit Line and following through its various courses, as established by said "Annexation No. 292" and by "Annexation No. 106", and by "Annexation No. 116", and by "Annexation – Del Rosa Avenue and 19<sup>th</sup> Street" (LAFCO 1501), and by said "Annexation No. 317" (LAFCO 1867) in a generally westerly, northerly, westerly, northerly, westerly, northerly, westerly, northerly, southerly, easterly, southerly, easterly, southerly, northerly, and southerly direction to the **POINT OF BEGINNING**.

Island 4 contains 61.13 acres (0.0955 square miles), more or less.



**LAFCO 3067 D**

Reorganization to Include City of San Bernardino Annexation No. 361 and Detachments from the San Bernardino County Fire Protection District, its Valley Service Zone and its Service Zone PM-2 (paramedics), County Service Area 70, and County Service Area SL-1 (Island 4)



- LEGEND
- INDICATES EXISTING CITY OF SAN BERNARDINO CORPORATED BOUNDARY
  - INDICATES PROPOSED ANNEXATION BOUNDARY
  - INDICATES EXISTING CITY OF HIGHLAND CORPORATED BOUNDARY
  - INDICATES SECTION LINES
  - POB.....INDICATES POINT OF BEGINNING
  - ①.....INDICATES COURSE NUMBER

CITY OF SAN BERNARDINO  
DEVELOPMENT SERVICES  
REAL PROPERTY SECTION

LAFCO NO. RESCISSION OF LAFCO 3067 D  
FILE: 12.01-350

DESCRIPTION: Detachment from City of San Bernardino and Annexation to the San Bernardino County Fire Protection District, its Valley Service Zone and its Service Zone PM-2 (paramedics), County Service Area 70, and County Service Area SL-1 (Island 4)

TERRITORIES DESCRIBED AS FOLLOWS:  
ISLAND 4: GENERALLY LOCATED WEST OF DEL ROSA DRIVE,  
NORTH OF PACIFIC STREET, SOUTH OF HIGHLAND AVENUE  
TOTAL AREA 611.3 ACRES ±

Prepared by: D. BACABAY Date: 05-20-06  
Checked by: L. FERGUSON Date: 07-26-06  
Drawn by: L. FERGUSON Date: 09-19-06  
Reviewed by: J. SANCHEZ Date: 09-19-06  
Printed by: J. SANCHEZ Date: 09-19-06  
24 Printed by: L. FERGUSON Date: 09-19-06  
24 Printed by: L. FERGUSON Date: 09-19-06  
Checked by: J. SANCHEZ Date: 10-10-06  
Checked by: J. SANCHEZ Date: 10-10-06

NOTE: Title and Description modified by LAFCO staff 6 August 2010.