



COUNTY OF LOS ANGELES

OFFICE OF THE COUNTY COUNSEL

648 HALL OF ADMINISTRATION
500 WEST TEMPLE STREET
LOS ANGELES, CALIFORNIA 90012

DE WITT W CLINTON, COUNTY COUNSEL

MEMORANDUM

August 1, 1991

TELEPHONE
(213) 974-1889
TELECOPIER
(213) 617-7182

TO: Rodney Cooper Director
John Weber, Assistant Director
Department of Parks and Recreation

FROM: Helen S. Parker *Helen*
Senior Deputy County Counsel
Public Works Division

RE: Hart Park Fundraising Petition

We are very pleased to report that the Court granted our petition on August 9, 1991 finding that fees for specific special events and fundraising to support the park are consistent with Hart's will.

A signed order will be available shortly. We can begin immediately the planning of such events and the establishment of appropriate accounts to separate funds for benefit of the park.

HSP/rg

cc: Mr. Kelsey
Mr. Scott
Mr. Yakimowich
Mr. Phillips



COUNTY OF LOS ANGELES

OFFICE OF THE COUNTY COUNSEL

648 HALL OF ADMINISTRATION

500 WEST TEMPLE STREET

LOS ANGELES, CALIFORNIA 90012

M E M O R A N D U M

August 19, 1991

Staff mtg.

DE WITT W. CLINTON, COUNTY COUNSEL

TELEPHONE
(213) 974-1889

TELECOPIER
(213) 617-7182

TO: Rod Cooper, Director
Department of Parks & Recreation

FROM: Helen S. Parker *ASP*
Senior Deputy County Counsel
Public Works Division

RE: Fundraising Authorization at Hart Park

Enclosed is a copy of the Court order finding that fees for special events as described and fundraising for the park do not violate the Hart Will.

Please note that funds raised must be segregated and accounted for separately for use exclusively at the park. We also have transmitted a copy of this order to Peter Whittingham at the Fifth District.

cc: John Weber
Jeff Wheeler
Tony Yakimowich

bc: Frank Scott

1 DE WITT W. CLINTON, County Counsel
2 FRANCIS E. SCOTT, Principal Deputy
3 648 Hall of Administration
4 Los Angeles, California 90012
5 (213) 974-1869

ORIGINAL FILED
AUG 13 1991
COUNTY CLERK

6 Attorneys for COUNTY OF LOS ANGELES

7 SUPERIOR COURT FOR THE STATE OF CALIFORNIA
8 FOR THE COUNTY OF LOS ANGELES

9
10
11 ESTATE OF WILLIAM S. HART,
12 Deceased.

) NO. P 257 566
)
) ORDER AUTHORIZING COUNTY
) OF LOS ANGELES TO
) CONDUCT CERTAIN
) FUNDRAISING ACTIVITIES
) AT WILLIAM S. HART
) COUNTY PARK
)
)
)

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17 Honorable ROBERT J. BLAYLOCK, Judge Pro Tempore,
18 presiding.

19 Date of Hearing: August 9, 1991, Department 5 at 9:15
20 a.m..

21 Attorney appearing for petitioner: De Witt W. Clinton,
22 County Counsel, by Francis E. Scott, Principal Deputy County
23 Counsel and Helen S. Parker, Senior Deputy County Counsel.

24 The petition of the County of Los Angeles for
25 instructions re: fundraising activities for William S. Hart
26 County Park came on regularly for hearing on the above date
27 and time. On proof made to its satisfaction, the Court finds:
28

- 1 1. Notice to the Attorney General of the State of
2 California has been waived;
- 3 2. No other person or party is entitled to notice of
4 the petition;
- 5 3. No one has appeared in opposition to the petition;
- 6 4. It is in the best interests of the public, and no
7 violation of the terms of the Will of William S.
8 Hart, that petitioner be allowed to conduct
9 fundraising activities as set forth below; and
- 10 5. The petition should be granted as prayed.

11 IT IS ORDERED THAT petitioner, County of Los Angeles, is
12 instructed that it is authorized, in the exercise of its
13 discretion through the Los Angeles County Department of Parks
14 and Recreation, to conduct the following activities at William
15 S. Hart County Park, and to charge the public a fee therefor:

- 16 1. Special lectures, instructional and recreational
17 classes, **concerts**, plays and movies, all of them
18 relating to the contributions or interests of
19 William S. Hart, such as (but not limited to)
20 Western themes and lore, Shakespearean acting, and
21 filmmaking;
- 22 2. Specially scheduled events such as (but not limited
23 to) weddings, retirement dinners, company outings
24 and birthday celebrations. Such events shall be
25 scheduled so that they will not unreasonably
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restrict the public's general uses of the park
either as to area or time.

IT IS FURTHER ORDERED THAT petitioner, County of Los Angeles, is instructed that it is authorized, in the exercise of its discretion through the Los Angeles County Department of Parks and Recreation, to conduct fundraising activities at the park which are for the benefit of the park only.

IT IS FURTHER ORDERED THAT any money obtained from the programs or fundraising activities permitted herein shall be segregated and accounted for separately by the Los Angeles County Department of Parks and Recreation, and used exclusively for and at William S. Hart County Park.

DATED: AUG 13 1991

Robert J. Blaylock

Robert J. Blaylock,
Judge Pro Tempore