

**RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:**

County of El Dorado
Board of Supervisors
330 Fair Lane
Placerville, CA 95667

**APN 317-040-26
STEWART TRUST, 5/18/1994
#73360 – Cold Springs Rd Realignment**



El Dorado, County Recorder
William Schultz Co Recorder Office
DOC- 2015-0032782-00

Acct 6-PLACER TITLE CO

Friday, JUL 17, 2015 08:06:04

Ttl Pd \$0.00 Rcpt # 0001697210

JLR/C1/1-7

Mail Tax Statements to above.
Exempt from Documentary Tax Transfer
Per Revenue and Taxation Code 11922

Above section for Recorder's use

GRANT OF RIGHT OF WAY EASEMENT

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, **Steven Philip Stewart and Edith Charlene Stewart, As Trustees of the 1994 Steven Philip Stewart and Edith Charlene Stewart Revocable Trust, 5/18/1994**, hereinafter referred to as "Grantor", grants to the **COUNTY OF EL DORADO, a political subdivision of the State of California**, a right of way easement over, upon, under, and across a portion of all that certain real property situate in the unincorporated area of the County of El Dorado, State of California,

DESCRIBED IN EXHIBIT 'A' AND DEPICTED IN EXHIBIT 'B' ATTACHED HERETO AND MADE A PART HEREOF, WHICH DESCRIPTION IS BY THIS REFERENCE INCORPORATED HEREIN.

County will use federal/state/local funds for the acquisition of the land rights for this Project. County has entered into a Master Agreement, Administering Agency – State Agreement for Federal Aid Projects, Agreement No. 03-5925R, effective February 14, 2007. County has agreed to comply with the terms and conditions of that Agreement, which include compliance with all Fair Employment Practices and with all Nondiscrimination Assurances as are contained in said Master Agreement

TO HAVE AND TO HOLD said lands and interests therein unto COUNTY OF EL DORADO and its successors forever, subject, however, to the covenant, conditions, restrictions and reservations herein contained as follows, which will remain in effect for the period during which the real property or structures are used for a purpose for which federal financial assistance is extended or for another purpose involving the provision of similar services or benefits and shall be binding on COUNTY OF EL DORADO, its successors and assigns.

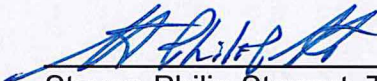
COUNTY OF EL DORADO, does hereby covenant and agree as a covenant running with the land for itself, successors and assigns, that:

- (a) no person shall on the grounds of race, color, sex, national origin, religion, age or disability, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination with regard to any facility located wholly or in part on, over, or under such lands hereby conveyed; and

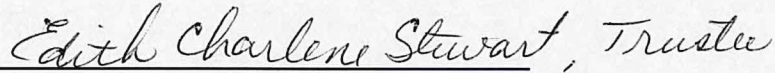
- (b) COUNTY OF EL DORADO shall use the lands and interests in land so conveyed, in compliance with all requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Non-discrimination in federally-assisted programs of the Department of Transportation – Effectuation of Title VI of the Civil Rights Act of 1964, and as Regulations may be amended; and
- (c) in the event of breach of any of the above-mentioned nondiscrimination conditions, and only after determination that it is necessary in order to effectuate the purposes of Title VI of the Civil Rights Act of 1964, the U.S. Department of Transportation shall have a right to re-enter said lands and facilities on said land, and the above-described land and facilities shall thereon revert to and vest in and become the absolute property of the U.S. Department of Transportation and its assigns as such interest existed upon COUNTY OF EL DORADO's acquisition.

IN WITNESS WHEREOF, Grantor has herein subscribed its name on this 31st day of March, 2015

**GRANTOR: Steven Philip Stewart and Edith Charlene Stewart, As Trustees of
The 1994 Steven Philip Stewart and Edith Charlene Stewart
Revocable Trust, 5/18/1994**



Steven Philip Stewart, Trustee



Edith Charlene Stewart, Trustee

(A Notary Public Must Acknowledge All Signatures)

CALIFORNIA ALL PURPOSE 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.

STATE OF CALIFORNIA }

COUNTY OF El Dorado }

On 3/31/2015 before me, Jeannette Lyon Notary Public,
Date (here insert name and title of the officer)

personally appeared Steven Philip Stewart

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: [Handwritten Signature] (Seal)
OPTIONAL _____

Description of Attached Document

Title or Type of Document: Grant of Right of Way Easement Number of Pages: 24

Document Date: 3/31/2015 Other: _____

CALIFORNIA ALL PURPOSE 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.

STATE OF CALIFORNIA }

COUNTY OF El Dorado }

On 3/31/2015 before me, Jeannette Lyon Notary Public,
Date (here insert name and title of the officer)

personally appeared Edith Charlene Stewart

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 (s) /she/they executed the same in his (s) /her/their authorized capacity(ies), and that by his (s) /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: [Handwritten Signature] (Seal)
OPTIONAL

Description of Attached Document

Title or Type of Document: grant of right of way easement Number of Pages: 4

Document Date: 3/31/2015 Other: _____

Exhibit 'A'

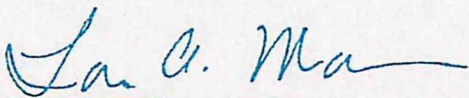
All that certain real property situate in the Section 4, Township 10 North, Range 10 East, M.D.M., El Dorado County, State of California, being a portion of Parcel 2 of that certain Parcel Map filed in book 30 of Parcel Maps at page 119, official records said county and state, and that portion of said Parcel 2 depicted on said Parcel Map as a non-exclusive road and public utilities easement (Cold Springs Road) more particularly described as follows:

Beginning on the southerly line of said Parcel 2, from which the southeast corner thereof bears South $86^{\circ} 19' 57''$ East 122.78 feet; thence from said POINT OF BEGINNING along said southerly line North $86^{\circ} 19' 57''$ West 87.89 feet to the beginning of a non-tangent curve to the right having a radius of 319.96 feet; thence leaving said line, along said curve through a central angle of $06^{\circ} 59' 53''$ an arc length of 39.08 feet, said curve being subtended by a chord which bears North $28^{\circ} 09' 32''$ East 39.05 feet; thence North $31^{\circ} 39' 28''$ East 339.67 feet to the easterly line of said Parcel 2; thence along said line South $02^{\circ} 18' 04''$ East 143.20 feet; thence leaving said line South $31^{\circ} 39' 28''$ West 218.62 feet to the POINT OF BEGINNING, containing 23906 square feet or 0.55 acres more or less. See Exhibit 'B', attached hereto and made a part hereof.

End of Description

The basis of bearing for this description is grid north. All distances shown are grid distances. Divide distances by 0.999859 to obtain ground distances.

The purpose of this description is to describe that portion of said parcel as an easement for road right of way purposes.



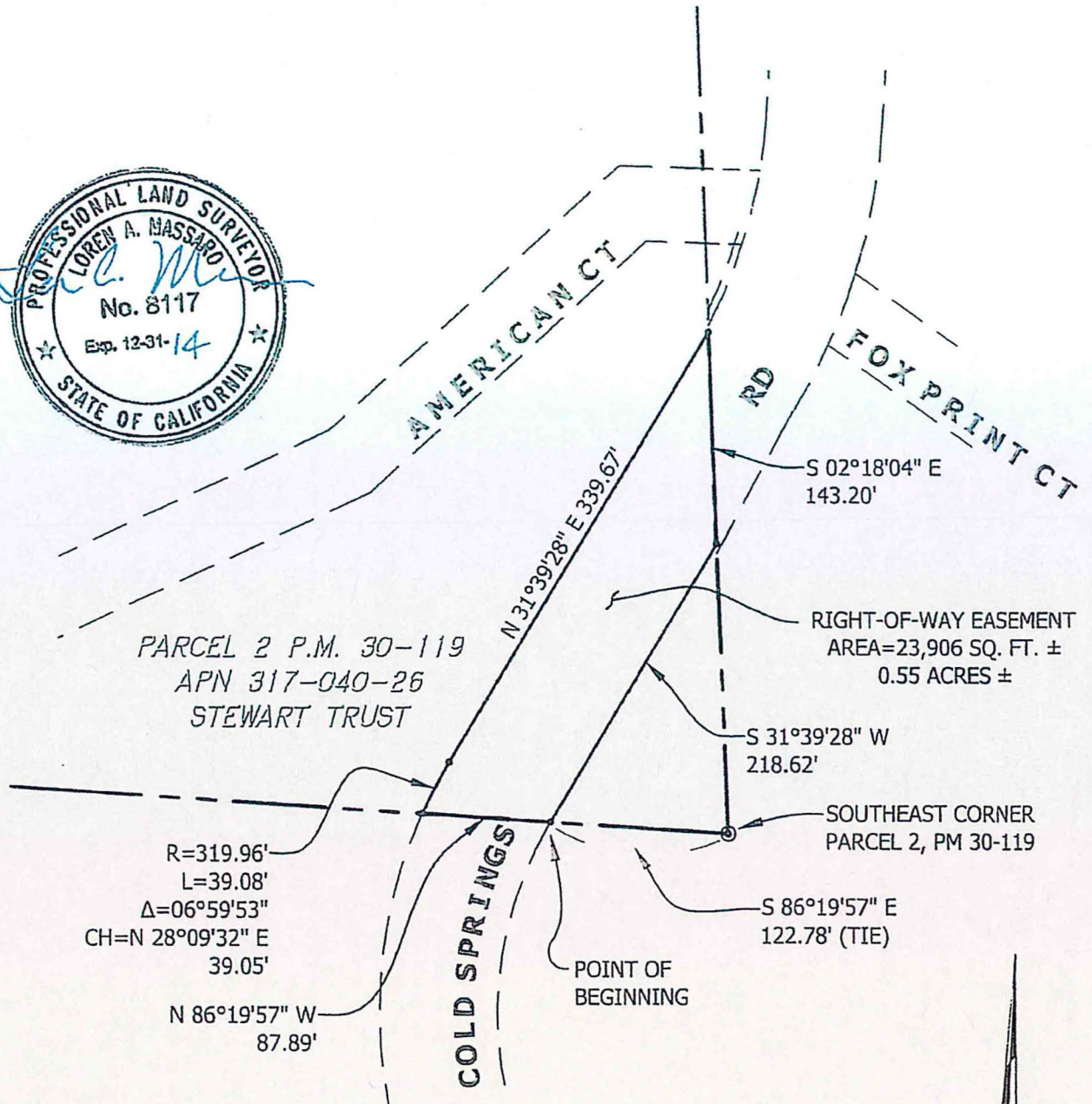
Loren A. Massaro P.L.S. 8117
Associate Land Surveyor
Transportation Division
El Dorado County



Dated: 06.28.2013

EXHIBIT 'B'

Situate in Section 4, T. 10 N., R. 10 E., M.D.M.
County of El Dorado, State of California



Grid North
Scale 1"=100'

**RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:**

County of El Dorado
Board of Supervisors
330 Fair Lane
Placerville, CA 95667

STEWART TRUST, 5/18/1994
APN: 317-040-26
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CERTIFICATE OF ACCEPTANCE

This is to certify that the interest in real property conveyed by the Right of Way Easement dated 3-31, 2015, from **Steven Philip Stewart and Edith Charlene Stewart, As Trustees of the 1994 Steven Philip Stewart and Edith Charlene Stewart Revocable Trust, 5/18/1994**, is hereby accepted by order of the County of El Dorado Board of Supervisors and the grantee consents to the recordation thereof by its duly authorized officer.

APN: 317-040-26

Dated this 19 day of May, 2015.

COUNTY OF EL DORADO

By:

B. K. Veerkamp
Brian K. Veerkamp, Chair
Board of Supervisors

ATTEST:

James S. Mitrison
Clerk of the Board of Supervisors

By:

Stephyn Tyla
Deputy Clerk

07/17/2015, 20150032782