

File Number: 207-0011-A
Date Received: 10/17/07

Receipt No.: 24231
Amount: \$100.00
OCT 17 PM 3:31

APPEAL FORM

(For more information, see Section 17.22.220 of the Zoning Ordinance)

RECEIVED
PLANNING DEPARTMENT

Appeals must be submitted to the Planning Department with appropriate appeal fee. Please see fee schedule or contact the Planning Department for appeal fee information.

APPELLANT Erika Tschudin and Keith Shea
ADDRESS 1603 Starbuck Road, Rescue, CA
DAYTIME TELEPHONE (530) 677-0473

A letter from the Appellant authorizing the Agent to act in his/her behalf must be submitted with this appeal.

AGENT David M. Johnson Attorney at Law
ADDRESS 3161 Cameron Park Dr. #209 Cameron Park, CA 95672
DAYTIME TELEPHONE (530) 672-1773

APPEAL BEING MADE TO: Board of Supervisors Planning Commission

ACTION BEING APPEALED (Please specify the action being appealed, i.e., approval of an application, denial of an application, conditions of approval, etc., and specific reasons for appeal. If appealing conditions of approval, please attach copy of conditions and specify appeal.)

Appeal of Zoning Administrator Action.
Please see attached letter.

DATE OF ACTION BEING APPEALED 10/3/07

David M. Johnson
Signature

10/17/07
Date

DAVID M. JOHNSON
ATTORNEY AT LAW



October 16, 2007

Supervisor Rusty Dupray, District 1
El Dorado County Board of Supervisors
330 Fair Lane
Placerville, CA 95667

Supervisor Helen Baumann, District 2
El Dorado County Board of Supervisors
330 Fair Lane
Placerville, CA 95667

Supervisor James R. (Jack) Sweeney, District 3
El Dorado County Board of Supervisors
330 Fair Lane
Placerville, CA 95667

Supervisor Ron Briggs, District 4
El Dorado County Board of Supervisors
330 Fair Lane
Placerville, CA 95667

Supervisor Norma Santiago, District 5
El Dorado County Board of Supervisors
330 Fair Lane
Placerville, CA 95667

Re:	Item:	Appeal of Zoning Administrator Action
	File Number:	PO7-0011
	Applicants:	Gregory and Tammy Garrett
	APN:	102-231-66

Dear Supervisors:

INTRODUCTION

The action subject of this appeal is that of a decision made by Roger Trout, Zoning Administrator, on October 3, 2007, dealing with the above referenced file number. Appellants are Erika Tschudin and Keith Shea (collectively "appellant"). Appellant is the owner of the real property commonly known as 1603 Starbuck Road, Rescue, CA. Appellant's property is adjacent to the applicants' property.

-1-

Applicants have filed for a tentative parcel map creating two parcels ranging in size from 5.0 to 5.78 acres on a 10.78 acre site, with a design waiver request to allow a driveway access to Parcel 2. On October 3, 2007, appellant was present, with counsel, at the Zoning Administration hearing for this item, and presented argument, both documentary and verbally, as to objections as to the proposed tentative parcel map. The tentative parcel map was approved. This appeal is from this Zoning Administration decision.

ARGUMENT

The parcels sought to be created by applicants, Gregory and Tammy Garrett (collectively "Garretts"), shall, for purposes of this appeal, be designated as Garrett One and Garrett Two. For the record, the overall Garrett property has been the subject of numerous ownership changes between the Garretts over the years. The issues raised by appellant at the Zoning Administration hearing dealt with, primarily, access to the proposed parcel (Garrett Two) sought to be created by applicants. Garrett Two would be, in effect, a newly created parcel for which driveway access across Garrett One (also a newly created parcel in size) would be needed. If the access to the to be created Garrett Two (Identified as Parcel 2 in the Zoning Administration Staff Report) were to be only from the driveway across Garrett One, opposition to the applicants' tentative parcel map application would not have been filed. However, much more is involved in this requested property split.

The issues presented in this appeal, which were raised at the Zoning Administration hearing, deal with how Garretts plan to access proposed Garrett Two. Appellant makes claim that Garretts plan on having and using additional access to Garrett Two, which would be way of easement(s) across the property which will be identified as the Palmberg property. The Palmberg property is identified on Exhibit One to this appeal and is highlighted. The Palmberg property is located adjacent to and north of the applicants' property. The Palmberg property is located adjacent to and east of the appellant's property.

The Palmberg property was acquired from the Garretts in 2004 by way of Grant Deed document number 2004-0077527-00. In this deed, attached as Exhibit Two, Garretts reserved a non-exclusive easement for road and public utilities over the east 50 feet of the Palmberg property. This claimed easement would *effectively* allow Garretts to access Garrett Two from Farview Drive. In 2007, a Correctory Grant Deed was recorded (Document number 2007-0027607-00) allowing not one but three easements across the Palmberg property which would benefit the Garretts. These easements would effectively allow Garrett access to the Garrett property from Farview Drive. In this deed, attached as Exhibit Three, Garretts reserved for themselves easements over:

a) a non-exclusive easement over the west 50 feet of the Palmberg property for road and public

utilities,

b) a non-exclusive easement over the northerly 25 feet of the Palmberg property for road and public utilities, and

c) as well as the previously reserved east 50 feet of the Palmberg property. In the 2007 Correctory Grant Deed the east 50 feet is referred to as being for driveway purposes, whereas in the 2004 deed the east 50 feet was referred to as being for road and public utilities.

All of these easements would, in effect, cause access to Garrett Two to be able to be made via Farview Drive and through the Palmberg parcel.

This, in essence, is the reason for the appellant's opposition to the applicants' application.

CREATION OF ACCESS BY WAY OF FARVIEW DRIVE

Farview Drive is an easement which goes through appellant's parcel. The right to do such was created in 1968 through an agreement made between prior owners of what is now referred to as the appellant's parcel and property which now contains what is now referred to as the Palmberg parcel. In this agreement, attached as Exhibit Four, Grantor Norman Gilbeau ("Gilbeau"), granted the right for Grantees Bart Damele, John Damale, and Susan Damale (collectively "Damale"), to access the Damale property by way of a strip of land 20 feet in width across the Gilbeau parcel. This agreement was recorded on June 11, 1968 with the El Dorado County Recorder's Office. This right of access is across the portion of appellant's property on land commonly known as Farview Drive.

In this agreement, Damales were given the right to cross the Gilbeau parcel, with conditions. Conditions found in this agreement (page 1 of agreement, highlighted section) gave the Grantor the right to designate all other persons who may use the easement across the Grantor's property, and (page 2 of agreement, highlighted section) Grantees specifically gave up any further claim or interest in and to said Parcel 1 (the then Gilbeau parcel, now the appellant's parcel). The benefits and burdens of this agreement were binding on the heirs, successors, and assigns of the respective parties (pages 2 and 3 of agreement, highlighted section). Effectively, this agreement precluded Damales, and any subsequent owners of the Damales parcel, or portion thereof, any rights, if any actually ever would have been found to exist, to allow for any other persons to be allowed to use the land over the Gilbeau parcel (portion of Farview Drive located on appellant's parcel). Therefore, Palmberg had no right to allow said easements to be reserved over the Palmberg property for the benefit of the Garretts' parcel, if such reservation, in any manner, would allow Garretts to use the strip of land 20 feet in width across the then Gilbeau parcel. The Garretts' parcel (portion of which is subject of the proposed tentative parcel map) was not a part of the earlier referenced Damale property. Palmberg may have the right to allow anyone easements over and across his property, as long as said easements

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do not involve the 20 foot strip of land across the appellant's property.

At the Zoning Administration hearing, the Zoning Administrator suggested various courses of action, which included:

- a) Have the hearing be continued and have the parties try to resolve the matter, and/or
- b) Have a vehicular access restriction be put in place as to the Palmberg easement matter. Neither of these items were of interest to the applicants.

WHAT SHOULD BE DONE

In that the proposed split of the Garrett parcel includes issues of access by way of not just including access to proposed Garrett Two by driveway access across proposed Garrett One, the application by the Garretts should be denied and the decision by the Zoning Administrator should be overturned. This entire matter could be simply solved by the Garretts providing for access to proposed Garrett Two via the driveway across proposed Garrett One and by no other means. Unless and until Garretts will agree to access proposed Garrett Two only by way of proposed Garrett One, and that Farview Drive will not be used to access Garrett Two, appellant remains opposed to this Tentative Parcel Map.

Respectfully submitted,



David M. Johnson
Attorney for Appellants
Erika Tschudin and Keith Shea

Record of Survey

BEING A PORTION OF THE N.W. QUARTER OF SECTION 9
AND THE N.E. QUARTER OF SECTION 17
T. 14 N., R. 10 E., M. 24
COUNTY OF EL DORADO STATE OF CALIFORNIA
FEBRUARY, 2007
SHEET 1 of 1

CARLTON ENGINEERING INC.



BASIS OF BEARINGS

THE BEARINGS OF THIS SURVEY ARE BASED UPON
G.T.S. OBSERVATION AND S.T. TRIP SURVEY.

REFERENCES

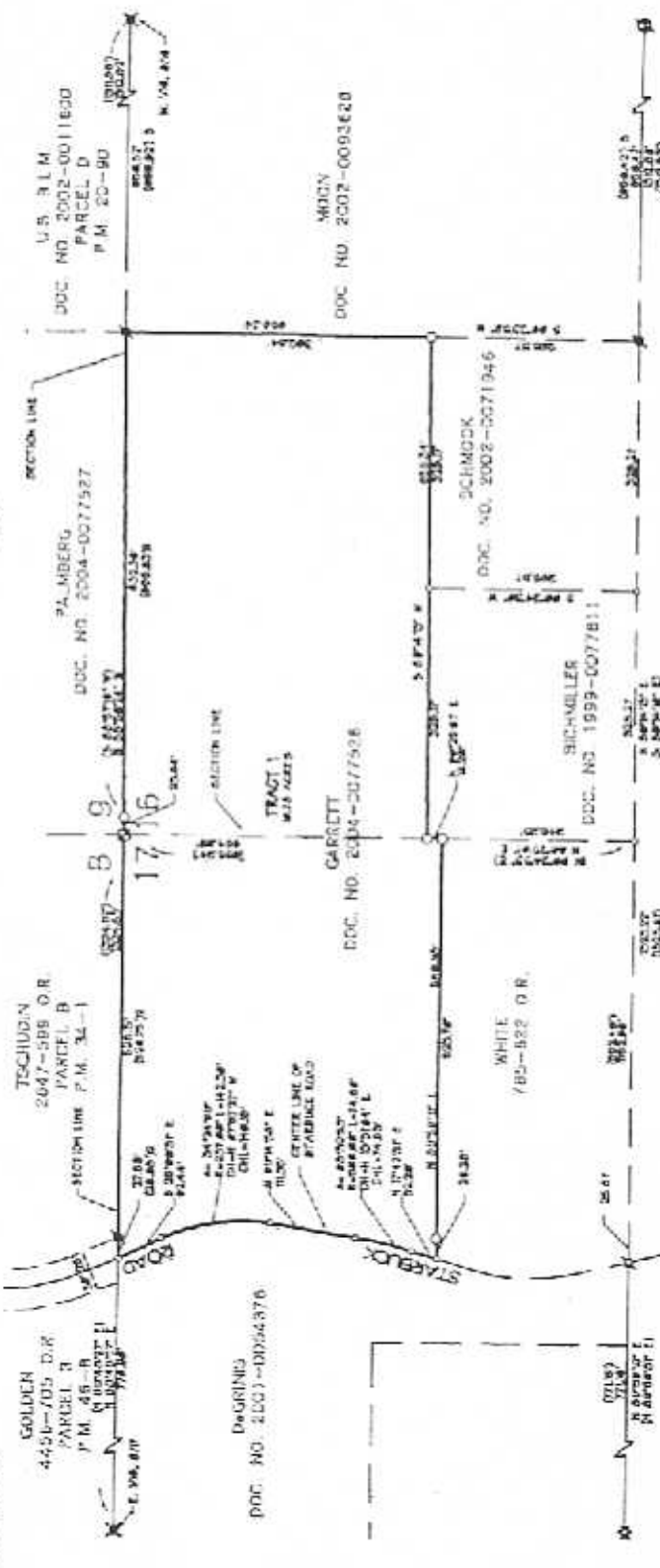
RECORD OF SURVEYS
31-27, 3-14
PARCEL MAPS
14-70, 18-00, 20-00, 24-00, 24-1, 4-0, 4-0

NOTE

THE PURPOSE OF THIS SURVEY IS TO DELINEATE THE
SECTION AND MONUMENTATION OF THE BOUNDARY OF
SOME CERTAIN PARTS OF LAND DESCRIBED IN THE
RECORDS OF SURVEYS AND PARCEL MAPS REFERRED TO
HEREIN BY THE PROFESSIONAL LAND SURVEYOR ACT.

LEGEND

- CENTER POINT MONUMENT FOUND OR SET
- SET 3/4" CAPTIVE IRON PILE (S.I.P.) STAMPED TO ORDER
CORNER AND "S.C.E. 2000"
- FOUND 3/4" S.I.P. STAMPED "S.C.E. 2000"
AND "S.C.E. 2000"
- 3/4" BRASS WELDED CAP STAMPED "S.C.E. 2000"
MILL HOLE MONUMENT PER PAR 20-00 IS DONE
- CONC. HALL MONUMENT CAP STAMPED "S.C.E. 2000"
RECORD DATA PER R.S. 0-14
- RECORD DATA PER P.M. 24-00
- RECORD DATA PER P.M. 24-1
- RECORD DATA PER R.S. 21-07



SURVEYOR'S STATEMENT

THIS MAP CORRECTLY REPRESENTS A SURVEY MADE BY ME OR UNDER
MY DIRECTION IN CONFORMANCE WITH THE REQUIREMENTS OF THE
PROFESSIONAL LAND SURVEYOR ACT AT THE REQUEST OF:
STRENGTH & GARRETT IN PARCEL 17, 2000



ROBERT S. GARRETT
CALIFORNIA - L.S. 0194
LIC. EXP. DATE 01-01-08

COUNTY SURVEYOR'S STATEMENT

THIS MAP HAS BEEN EXAMINED IN ACCORDANCE WITH SECTION 2105 OF THE
PROFESSIONAL LAND SURVEYOR ACT FOR THE DATE OF 2-2-07.

EMILY L. S. ROSS, C.E.C.



EMILY L. S. ROSS, C.E.C.
COUNTY SURVEYOR
COUNTY OF EL DORADO, CALIFORNIA
BY: [Signature]
EMILY L. S. ROSS, C.E.C. LICENSE EXPIRES 01-01-08
COUNTY OF EL DORADO, CALIFORNIA

COUNTY RECORDER'S STATEMENT

FILED THIS 7th DAY OF FEBRUARY, 2007, AT 11:13 A.M.,
IN BOOK 27 OF RECORDS OF SURVEYS AT PAGE 142, AT
THE REQUEST OF CARLTON ENGINEERING, INC.

DOCUMENT NUMBER 2007-1210

RECORDS SECTION
COUNTY RECORDER, CLERK
COUNTY OF EL DORADO, CALIFORNIA

BY: [Signature]

RECORDING REQUESTED BY

PLACER TITLE COMPANY

Escrow Number: 201-36713-BK

AND WHEN RECORDED MAIL TO

ERIC PALMBERG
530 LDS ALTOS COURT
SANTA ROSA, CA 95403



El Dorado, County Recorder
William Schultz Co Recorder Office
DOC- 2004-0077527-00

Rec'd E-PLACER TITLE CO
Friday, SEP 24, 2004 14:30:00
Ttl Pd \$338.90 Nbr-0200633559
CLC/C1/1-2

SPACE ABOVE THIS LINE FOR RECORDER'S USE

GRANT DEED

The undersigned grantor(s) declare(s):
Documentary transfer tax is \$328.90 City Transfer Tax: \$0.00
(X) computed on full value of property conveyed, or
() computed on full value less value of liens and encumbrances remaining at time of sale.

PCOS
FILED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, TAMMY A. GARRETT
Hereby GRANT(S) to ERIC PALMBERG, A MARRIED MAN AS HIS SOLE AND SEPARATE PROPERTY

THE LAND DESCRIBED HEREIN IS SITUATED IN THE STATE OF CALIFORNIA, COUNTY OF EL DORADO,
UNINCORPORATED AREA, AND IS DESCRIBED AS FOLLOWS:

ALL THAT PORTION OF THE WEST HALF OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF
SECTION 9, TOWNSHIP 10 NORTH, RANGE 9 EAST, M.D.M., MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID SECTION 9 MARKED BY A 1 1/4 INCH AXLE STAMPED
APPROPRIATELY FOR SECTION CORNER AND RCE 20462 THENCE FROM SAID POINT OF BEGINNING ALONG
THE WESTERLY LINE OF SAID SECTION 9, NORTH 00 DEGREES 05' 13" WEST 486.50 FEET MORE OR LESS TO
THE CENTER OF AN EXISTING ROAD, THENCE ALONG THE CENTERLINE OF SAID ROAD NORTH 89 DEGREES
32' 18" EAST 658.29 FEET TO THE EASTERLY LINE OF THE WEST HALF OF THE SOUTHWEST QUARTER OF THE
SOUTHWEST QUARTER OF SAID SECTION 9, THENCE ALONG SAID EASTERLY LINE SOUTH 00 DEGREES 02'
05" EAST 479.82 FEET TO THE SOUTHERLY LINE OF SAID SECTION 9, THENCE ALONG SAID LINE SOUTH 88
DEGREES 57' 16" WEST 855.93 FEET TO THE POINT OF BEGINNING.

Portion of:
ASSESSOR'S PARCEL NUMBER 102-231-62-100

RESERVING THEREFROM A NON-EXCLUSIVE EASEMENT FOR ROAD AND PUBLIC UTILITIES OVER THE EAST
FIFTY FEET OF THE ABOVE DESCRIBED PROPERTY:

SAID EASEMENT IS APPURTENANT TO AND FOR THE BENEFIT OF THE FOLLOWING DESCRIBED PROPERTY:

THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 16,
TOWNSHIP 10 NORTH, RANGE 9 EAST, M.D.B.D&M.

EXCEPTING THEREFROM THE SOUTH 4 ACRES THEREOF, AS DESCRIBED IN DEED TO J.W. WATSON, ETAL
DATED APRIL 4, 1960 IN BOOK 503 OF OFFICIAL RECORDS, PAGE 363.

Dated: September 22, 2004

MAIL TAX STATEMENTS TO PARTY SHOWN ON FOLLOWING LINE; IF NO PARTY SHOWN, MAIL AS
DIRECTED ABOVE

SAME AS ABOVE

Name

Street Address

City & State

Page 1 of 2 - 9/22/2004

01Grandeed.doc (1-2003)

EXHIBIT 2 - DMJ

RECORDING REQUESTED BY

PLACER TITLE COMPANY

Escrow Number: 201-35713-BK

AND WHEN RECORDED MAIL TO

ERIC PALMBERG
530 LOS ALI OS COURT
SANTA ROSA, CA 95403



El Dorado, County Recorder
William Schultz Co Recorder Office
DOC- 2007-0027607-00

Rec: 5-PLACER TITLE CO
Wednesday, APR 25, 2007 14:30:40
Tel Pd \$10.00 Nbr-0000979083
JJH/C1/1-2

A.P.N.: 102-231-82-100

SPACE ABOVE THIS LINE FOR RECORDER'S USE

CORRECTORY GRANT DEED

PCOS
FILED

The undersigned grantor(s) declare(s): (A) (B)
Documentary transfer tax is \$ City Transfer Tax: \$0.00
 (X) computed on full value of property conveyed, or
 computed on full value less value of liens and encumbrances remaining at time of sale.

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, TAMMY A. GARRETT
herby GRANT(S) to ERIC PALMBERG, A MARRIED MAN AS HIS SOLE AND SEPARATE PROPERTY

THE LAND DESCRIBED HEREIN IS SITUATED IN THE STATE OF CALIFORNIA, COUNTY OF EL DORADO,
UNINCORPORATED AREA, AND IS DESCRIBED AS FOLLOWS:

ALL THAT PORTION OF THE WEST HALF OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF
SECTION 9, TOWNSHIP 12 NORTH, RANGE 9 EAST, M.D.M., MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID SECTION 9 MARKED BY A 1 1/4 INCH AXLE STAMPED
PRIVATELY FOR SECTION CORNER AND ROE 20462 THENCE FROM SAID POINT OF BEGINNING ALONG
THE WESTERLY LINE OF SAID SECTION 9, NORTH 00 DEGREES 05' 13" WEST 486.50 FEET MORE OR LESS TO
THE CENTER OF AN EXISTING ROAD, THENCE ALONG THE CENTERLINE OF SAID ROAD NORTH 89 DEGREES
32' 18" EAST 656.29 FEET TO THE EASTERLY LINE OF THE WEST HALF OF THE SOUTHWEST QUARTER OF THE
SOUTHWEST QUARTER OF SAID SECTION 9, THENCE ALONG SAID EASTERLY LINE SOUTH 00 DEGREES 02' 05"
EAST 479.82 FEET TO THE SOUTHERLY LINE OF SAID SECTION 9, THENCE ALONG SAID LINE SOUTH 88
DEGREES 57' 16" WEST 655.93 FEET TO THE POINT OF BEGINNING.

PORTION OF:
ASSESSOR'S PARCEL NUMBER 102-231-82-100

RESERVING THEREFROM A NON-EXCLUSIVE EASEMENT FOR ROAD AND PUBLIC UTILITIES OVER THE WEST
FIFTY FEET OF THE ABOVE DESCRIBED PROPERTY AND A NON EXCLUSIVE EASEMENT FOR DRIVEWAY
PURPOSES OVER THE EAST 50 FEET.

ALSO RESERVING THEREFROM A NON-EXCLUSIVE EASEMENT FOR ROAD AND PUBLIC UTILITIES OVER THE
NORTHERLY 25 FEET.

THE PURPOSE OF THIS DOCUMENT IS TO INCLUDE ALL OF THE EASEMENTS THAT SHOULD HAVE BEEN
INCLUDED IN THAT CERTAIN DEED RECORDED SEPTEMBER 24, 2004 AS SRIES NO. 2004-77527, OFFICAL
RECORDS OF EL DORADO COUNTY.

MAIL TAX STATEMENTS TO PARTY SHOWN ON FOLLOWING LINE; IF NO PARTY SHOWN, MAIL AS
DIRECTED ABOVE

SAME AS ABOVE

Name
Page 1 of 2 - 4/19/2007

Street Address

City & State

DocuSign.com (4792)

EL DORADO
COUNTY RECORDER

When recorded, return to: Bart Damele
1/2 Wright & Kimbrough
819 J Street
Sacramento, California 95804

EL DORADO COUNTY - CALIF.
RECORDER REGISTERED BY
Wright & Kimbrough

HAS TO

JUN 11 11 56 AM 1968

AGREEMENT OF EASEMENT AND QUITCLAIM
TO FURTHER INTEREST

4 4th

JAMES M. SWEENEY
COUNTY RECORDER

THIS AGREEMENT entered into this 3rd day of May, 1968,
by and between NORMAN GILBEAU, hereinafter called Grantor, and
BART DAMELE, JOHN DAMELE, and SUSAN DAMELE, his wife, hereinafter
called Grantees.

WHEREAS, Grantor is the owner of real property hereinafter
described as Parcel 1, and Grantees are the owners of real property
hereinafter described as Parcel 2, and the parties desire to
record their agreements for a right of way over Parcel 1 for the
benefit of Parcel 2, and other agreements incidental thereto,

NOW THEREFORE, IT IS AGREED BETWEEN THE PARTIES AS FOLLOWS:

1. Grantor hereby grants to Grantees a non-exclusive right
of way for road purposes to be used in common with grantor, and
all other persons designated by Grantor, said right of way being
across Parcel 1 for the benefit of Parcel 2, said easement to be
appurtenant to the land described as Parcel 2 herein, which right
of way is described as follows:

All that real property situated in the unincorporated
area of the County of El Dorado, State of California,
described as follows:

Section 8, Township 9 North, Range 10 East,
Mount Diablo Base and Meridian.

An easement for road and utility purposes, on, over,
across and under a strip of land 20 feet wide lying 10
feet on each side of the following described centerline:

BEGINNING at a point on the Section Line common to
Sections 8 and 9 from which the Section corner common
to Sections 8, 9, 16 and 17, Township 9 North, Range
10 East bears North 01° 16' 35" West 487.76 feet distant;
thence from said point of beginning North 88° 57' 43"
West 452.21 feet to a point in the centerline of the
Starbuck Road.

2. Grantees herein acknowledge that this right of way is
granted in lieu of and by way of compromise of a dispute of

1.

11367

EL DORADO
COUNTY RECORDER

their claim to another and different right of way across Parcel 1. Grantees hereby quitclaim and release unto Grantor all further claim or interest in and to said Parcel 1, excepting the right of way herein granted and specifically release and quitclaim to Grantor herein any interest by way of easement, or otherwise, in Parcel 1, they have or may have, other than the right of way specifically herein created and granted unto them.

3. Grantees shall bear the sole obligation of grading, surfacing, maintaining and repairing the right of way herein granted to the extent required or desired by them, and Grantor shall not be obligated to share in the expense thereof. Nothing herein shall be construed to prevent Grantor however, at his option, to improve, repair or maintain said right of way at his own expense.

4. In consideration of the premises, Grantees herein agree to pay to Grantor the sum of One Hundred Dollars (\$100.00), contemporaneously herewith, and to pay directly the charges of the surveyor employed by Grantees to survey and describe the right of way herein granted.

5. Parcel 1 herein referred to is described as all that real property situated in the County of El Dorado, State of California, described as follows:

All that portion of the East half of the Southeast quarter of Section 8, Township 10 North, Range 9 East, M.D.B. & M., lying South of the centerline of Deer Valley Road and lying East of the centerline of Starbuck Road.

Parcel 2 herein referred to is described as all that real property situate in the County of El Dorado, State of California, described as follows:

The South half of the Southwest quarter and the Southwest quarter of the Southeast quarter of Section 9, Township 10 North, Range 9 East, M.D.B. & M.

6. The benefits and burdens of this agreement shall be binding on the heirs, successors and assigns of the respective

EL DORADO
COUNTY RECORDER

parties.

IN WITNESS WHEREOF the parties have set their hands the day
above written.

Norman Gilbeau
Norman Gilbeau GRANTOR

Bart Damele
Bart Damele

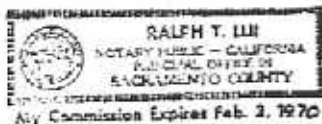
John Damele
John Damele

Susan Damele
Susan Damele GRANTERS

STATE OF CALIFORNIA }
County of Sacramento } ss

On this 31st day of May, 1968, before me, RALPH T. LUI, a
Notary Public in and for the County of Sacramento, State of
California, residing therein, duly commissioned and sworn, per-
sonally appeared NORMAN GILBEAU, known to me to be the person
whose name is subscribed to the within instrument, and acknowledged
to me that he executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed
my official seal in the County of Sacramento, the day and year in
this certificate first above written.



Ralph T. Lui
Ralph T. Lui
Notary Public in and for the County
of Sacramento, State of California

---000---

STATE OF CALIFORNIA }
County of SACRAMENTO } ss

On this 25 day of May, 1968, before me, R. I. RELVAS
a Notary Public in and for the County of SACRAMENTO State
of California, residing therein, duly commissioned and sworn,
personally appeared BART DAMELE, known to me to be the person
whose name is subscribed to the within instrument, and acknowledged
to me that he executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed
my official seal in the County of SACRAMENTO the day and
year in this certificate first above written.



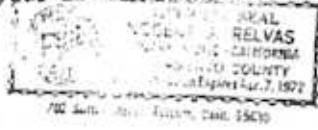
Robert J. Relvas
Notary Public in and for said County
and State

EL DORADO
COUNTY RECORDER

STATE OF CALIFORNIA }
County of SACRAMENTO } ss

On this 25 day of May, 1968, before me, R. J. RELVAS
a Notary Public in and for the County of SACRAMENTO State
of California, residing therein, duly commissioned and sworn,
personally appeared JOHN DAMELE and SUSAN DAMELE, known to me
to be the persons whose names are subscribed to the within
instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed
my official seal in the County of SACRAMENTO the day and
year in this certificate first above written.



Robert J. Relvas
Notary Public in and for said County
and State