

File 14-1595 12-16-14 #20

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

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

**APN 089-060-01
SHOEMAKE; GASTALDI, ET AL
#73360 – Cold Springs Road Realignment**



El Dorado, County Recorder
William Schultz Co Recorder Office

DOC- 2015-0003050-00

Acct 6-PLACER TITLE CO

Wednesday, JAN 28, 2015 08:04:55

**Ttl Pd \$0.00 Nbr- 0001656592
MMF / C1 / 1-9**

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, **LINDA E. SHOEMAKE, ALSO KNOWN AS LINDA ELAINE SHOEMAKE, A MARRIED WOMAN, AS HER SOLE AND SEPARATE PROPERTY; MARILYN J. GASTALDI, ALSO KNOWN AS MARILYN JEAN GASTALDI AND MARILYN GASTALDI HENRICKS, A MARRIED WOMAN AS HER SOLE AND SEPARATE PROPERTY; POLLY ANN GASTALDI, ALSO KNOWN AS POLLY GASTALDI AND POLLY GASTALDI THERKILDSEN, A MARRIED WOMAN AS HER SOLE AND SEPARATE PROPERTY; AND SONIA M. GASTALDI-WARD, ALSO KNOWN AS SONIA WARD AND SONIA MARIE GASTALDI AND SONIA MARIE GASTALDI-WARD, A MARRIED WOMAN AS HER SOLE AND SEPARATE PROPERTY, EACH AS TO AN UNDIVIDED 25% INTEREST**, 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 5th day of November, 2014

GRANTOR: LINDA E. SHOEMAKE, ALSO KNOWN AS LINDA ELAINE SHOEMAKE, A MARRIED WOMAN, AS HER SOLE AND SEPARATE PROPERTY; MARILYN J. GASTALDI, ALSO KNOWN AS MARILYN JEAN GASTALDI AND MARILYN GASTALDI HENRICKS, A MARRIED WOMAN AS HER SOLE AND SEPARATE PROPERTY; POLLY ANN GASTALDI, ALSO KNOWN AS POLLY GASTALDI AND POLLY GASTALDI THERKILDSEN, A MARRIED WOMAN AS HER SOLE AND SEPARATE PROPERTY; AND SONIA M. GASTALDI-WARD, ALSO KNOWN AS SONIA WARD AND SONIA MARIE GASTALDI AND SONIA MARIE GASTALDI-WARD, A MARRIED WOMAN AS HER SOLE AND SEPARATE PROPERTY, EACH AS TO AN UNDIVIDED 25% INTEREST

Date: 4-13-2014

By: Linda E. Shoemake
Linda E. Shoemake, Also Known As;
Linda Elaine Shoemake

Date: 11-5-14

By: Marilyn J. Gastaldi
Marilyn J. Gastaldi, Also Known As;
Marilyn Jean Gastaldi; and
Marilyn Gastaldi Henricks

Date: 11/5/14

By: Polly Ann Gastaldi
Polly Ann Gastaldi, Also Known As;
Polly Gastaldi; and
Polly Galstadi Therkildsen

Date: 11-6-14

By: Sonia Marie Gastaldi-Ward
Sonia M. Gastaldi-Ward, Also Known As;
Sonia Ward; Sonia Marie Gastaldi; and
Sonia Marie Gastaldi-Ward

(A Notary Public Must Acknowledge All Signatures)

CALIFORNIA ALL PURPOSE

ACKNOWLEDGMENT

State of California

County of El Dorado

On 11/13/2014 before me, VANESSA M COTHRAN, NOTARY PUBLIC,
(here insert name and title of the officer)

Personally appeared LINDA CASTALDI SHOENMAKER

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 Vanessa M Cothran

(Seal)



CALIFORNIA ALL PURPOSE

ACKNOWLEDGMENT

State of California

County of Sacramento

On 11/6/2014 before me, Vanessa M Cothran, notary public
(here insert name and title of the officer)

Personally appeared SOLIA MARIE GASTALDI-WARD

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is 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 Vanessa M Cothran

(Seal)



CALIFORNIA ALL PURPOSE

ACKNOWLEDGMENT

State of California

County of El Dorado

On 11/5/2014 before me, Vanessa M Cothran, notary public
(here insert name and title of the officer)

Personally appeared Marilyn Jean Castaldi and Polly

Ann Castaldi

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 Vanessa M Cothran

(Seal)



Exhibit 'A'

All that certain real property situate in Section 33, Township 11 North, Range 10 East, M.D.M., El Dorado County, State of California, being a portion of that particular parcel described in that certain Document Number 2000-0015945, official records said county and state more particularly described as follows:

Beginning at the southeast corner of said parcel, said point also being the southwest corner of that parcel of land as shown on that particular record of survey filed in book 9 of Surveys at Page 42 official records said county and state; thence from said POINT OF BEGINNING North 60° 12' 09" West 33.98 feet; thence North 28° 40' 35" East 25.29 feet to the beginning of a non-tangent curve to the right having a radius of 990.00 feet; thence along said curve through a central angle of 01° 11' 49" an arc length of 20.68 feet, said curve being subtended by a chord which bears South 60° 43' 30" East 20.68 feet; thence South 01° 21' 18" West 28.97 feet to POINT OF BEGINNING, containing 695 square feet 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 right of way purposes.



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

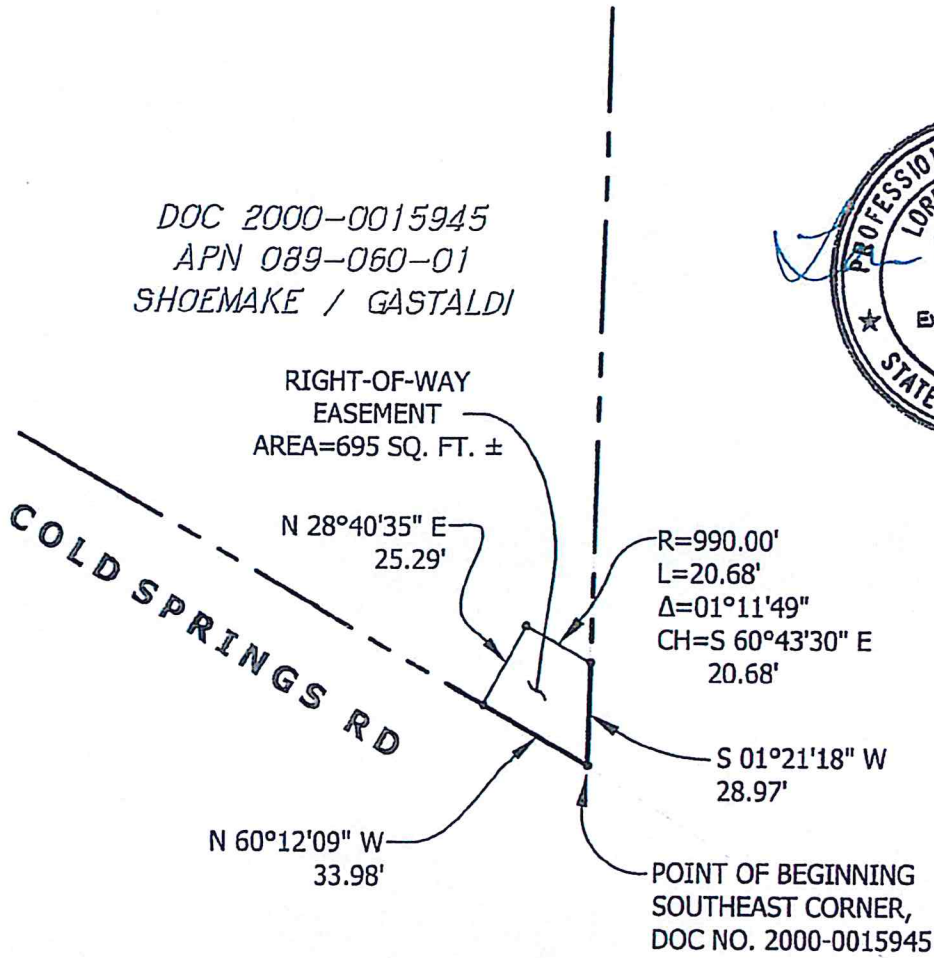


Dated: 06-28-2013

EXHIBIT 'B'

Situate in Section 33, T. 11 N., R. 10 E., M.D.M.
County of El Dorado, State of California

DOC 2000-0015945
APN 089-060-01
SHOEMAKE / GASTALDI



Grid North
Scale 1"=50'

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

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

**SHOEMAKE;GASTALDI, ET AL
APN: 089-060-01
#73360 – Cold Springs Rd Realignment**

CERTIFICATE OF ACCEPTANCE

This is to certify that the interest in real property conveyed by the Right of Way Easement dated _____, 201____, from LINDA E. SHOEMAKE, ALSO KNOWN AS LINDA ELAINE SHOEMAKE, A MARRIED WOMAN, AS HER SOLE AND SEPARATE PROPERTY; MARILYN J. GASTALDI, ALSO KNOWN AS MARILYN JEAN GASTALDI AND MARILYN GASTALDI HENRICKS, A MARRIED WOMAN AS HER SOLE AND SEPARATE PROPERTY; POLLY ANN GASTALDI, ALSO KNOWN AS POLLY GASTALDI AND POLLY GASTALDI THERKILDSEN, A MARRIED WOMAN AS HER SOLE AND SEPARATE PROPERTY; AND SONIA M. GASTALDI-WARD, ALSO KNOWN AS SONIA WARD AND SONIA MARIE GASTALDI AND SONIA MARIE GASTALDI-WARD, A MARRIED WOMAN AS HER SOLE AND SEPARATE PROPERTY, EACH AS TO AN UNDIVIDED 25% INTEREST, 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: 089-060-01

Dated this 16 day of December, 2014.

COUNTY OF EL DORADO

By: *Norma Santiago*
Norma Santiago, Chair
Board of Supervisors

ATTEST: *JAMES S. Mitrisin*

Clerk of the Board of Supervisors

By: *Anthony Tyler*
Deputy Clerk

01/28/2015,20150003050