

RECORDING REQUESTED BY
AND WHEN RECORDED RETURN TO:

EL DORADO UNION HIGH SCHOOL
DISTRICT
4675 MISSOURI FLAT ROAD
PLACERVILLE, CA 958667

Exempt from Recording Fees per Government
Code Section 27383

APN: 001-240-007

Recorded in Official Records
County of El Dorado
Janelle K. Horne
Recorder-Clerk

2021-0065976

10/19/2021
03:56:08 PM
PL

Titles: 1 Pages: 20

CMC

Fees: \$0.00
Taxes: \$0.00
CA SB2 Fee: \$0.00
Total: \$0.00



For County Recorder's Use Only

GRANT DEED

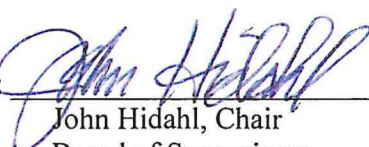
For valuable consideration, receipt of which is acknowledged, COUNTY OF EL DORADO, as Owner and Administrator of the Marcus P. Bennett, Jr., Memorial Park, hereby grants to the El Dorado Union High School District, the real property in the City of Placerville, State of California, described on attached Exhibit A, incorporated into this Grant Deed.

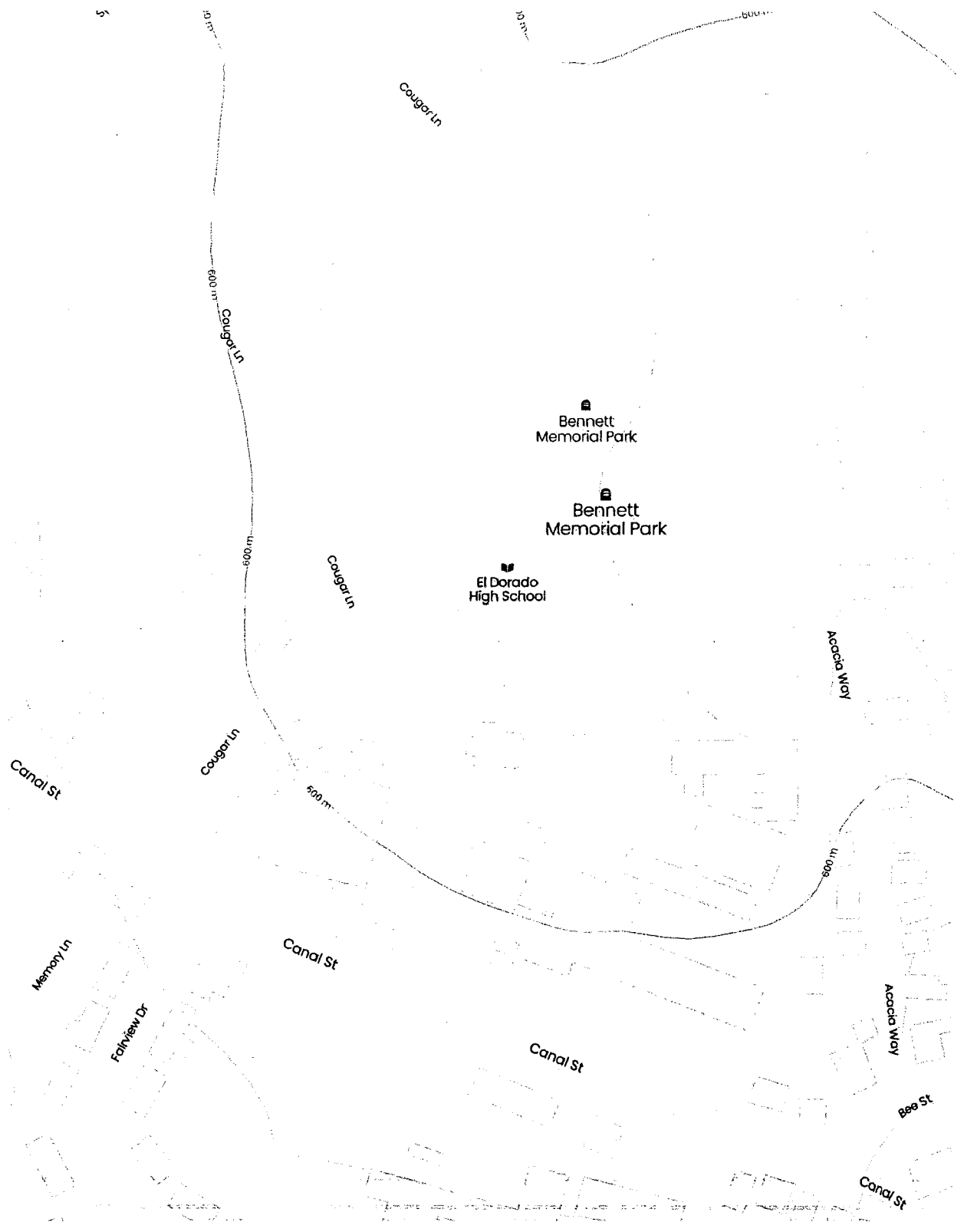
This grant is made expressly on the condition that the El Dorado Union High School District assume ownership and use of the property subject to and consistent with the terms and conditions set forth in the Marcus P. Bennett Indenture of 1924, attached hereto as Exhibit B, incorporated into this Grant Deed.

This grant being expressly authorized by the Superior Court of the County of El Dorado on April 19, 2021, the final order of the court attached as Exhibit C, and incorporated into this Grant Deed.

Dated: 9/21/21, 2021

GRANTOR
COUNTY OF EL DORADO

By: 
John Hidahl, Chair
Board of Supervisors



All that certain real property located in the City of Placerville, County of El Dorado, State of California, being a portion of Lots 2, 3, 5 and 6 of Section 7, Township 10 North, Range 11 East, M.D.M., more particularly described as follows:

MARCUS P. BENNETT JR. MEMORIAL PARK LEGAL DISCRPTION

BEGINNING at a one (1") capped iron pipe along the Western boundary of Marcus P. Bennet Jr. Memorial Park described on Record of Survey recorded in the office of the El Dorado County Record, in Book 31 of Record of Surveys at page 33, said point also being the Southeast corner as described in an Individual Grant Deed Doc-2014-0013068-00 filed for record in the Office of the El Dorado County Recorder; thence along the Eastern boundary of said Grand Deed Doc-2014-0013068-00 and said Western boundary of Marcus P. Bennet Jr. Memorial Park the following two (2) courses; (1) North 18°54'24" West 19.13 feet; (2) North 17°09'30" West 493.24 feet to the Southeast corner Parcel No. 2 described in Grant Deed Doc-2001-0024904-00 filed for record in the Office of the El Dorado County Recorder; thence along the Eastern boundary of said Grant Deed Doc-2001-0024904-00 North 27° 02' 59" West 130.10 feet to the Southeast corner of Grant Deed Doc-2017-900165200003 filed for record in the office of the El Dorado County Recorder; thence along the Eastern boundary of said Grant Deed Doc-2017-900165200003 the following two (2) courses; (1) North 06° 18'57" West 83.01 feet; (2) North 14°44'01" East a distance of 27.46 feet to a three-quarter (3/4") capped iron pipe stamped "REC 18491" at the Southwest corner Tract 1, Record of Survey Book 19 at page 80; thence along the Southern boundary of said Tract 1 the following two (2) courses; (1) North 14°44'01" East 38.04 feet; (2) North 30°42'01" East 51.30 feet to a 1" capped iron pipe stamped "LS 2725" at the Southeast corner said Tract 1, said corner also being the Southwest corner of Record of Survey Book 6 at page 122; thence along the Southern boundary of said Record of Survey Book 6 at Page 122 the following four (4) courses; (1) North 45°33'01" East 49.80 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012"; (2) North 63°42'01" East 47.58 feet to a three-quarter (3/4") inch capped iron pipe stamped "RCE 26363"; (3) North 63°42'01" East 17.22 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012"; (4) North 76°07'01" East 64.72 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 2725" at the Southeast corner said Record of Survey Book 6 at page 122, said corner also being the Southwest corner Parcel A, Amended Parcel Map Book 35 of Parcel Maps at page 36; thence along the Southwesterly boundary of said Parcel A the following four (4) courses; (1) South 82°54'48" East 22.37 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012"; (2) South 82°54'48" East 36.28 to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012"; (3) South 59°39'38" East 85.60 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012"; (4) South 44°02'13" East 2.80 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012" at the Northwest corner Parcel B said Amended Parcel Map Book 35 of Parcel Maps at Page 36, said corner also being the Northwest corner Lot 11, Village North Subdivision filed for record in Map Book H at Page 39, Document No. 78876; thence along the Western boundary of said Lot 11 the following three (3) courses; (1) South 44°02'13" East 45.81 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012"; (2) South 33°31'10" East 48.60 to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012"; (3) South 27°57'07" East 48.05 feet one and one-half (1-1/2") inch capped iron pipe stamped "LS 4327-1990" at the Southeast corner said Lot 11; thence along the Southern boundaries of said Lot 11 and Lot 10 of said Village North Subdivision North 72°24'29" East 53.90 feet to a three-quarter (3/4") capped iron pipe along the Northern boundary of said Marcus P. Bennett Jr. Memorial Park; thence along said boundary of Marcus

P. Bennet Jr. Memorial Park the following nine (9) courses; (1) North 72°17'29" East 2.47 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 4327-1990" at the Southwest corner of Lot 9, said Village North Subdivision; (2) North 72°17'29" East 38.00 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 4327-1990" at the Southwest corner of Lot 8, said Village North Subdivision; (3) North 72°17'29" East 38.00 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 4327-1990" at the Southwest corner of Lot 7, said Village North Subdivision; (4) North 72°17'29" East 5.90 feet; (5) North 72°17'29" East 240.68 feet to a one and one-half (1-1/2") inch capped iron pipe at the Southeast corner, said Village North Subdivision; (6) North 72°17'29" East 1.63 feet to a point from which bears the following two (2) monuments (1) a three-quarter (3/4") inch capped iron pipe North 72°17'29" East 0.17 feet, (2) a one and one-half (1-1/2") inch capped iron pipe stamped "EDHS 1"; (7) South 14°42'34" East 99.05 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012-1976"; (8) South 13°47'15" West 49.29 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012-1976"; (9) South 13°22'48" East 190.00 feet to a three-quarter (3/4") inch capped iron pipe stamped "RCE 20462-2008" at the Northeast corner of Tract 1 described on said Record of Survey Book 31 at page 33; thence along the common boundary of said Tract 1 and said Marcus P Bennett Jr. Memorial Park the following six (6) courses; (1) South 77°17'33" West 198.75 feet; (2) South 17°31'57" East 553.11 feet; (3) South 49°07'03" West 8.98 feet; (4) North 80°35'31" West 159.53 feet to a three-quarter (3/4") inch capped iron pipe stamped "RCE 20462-2008" at the beginning of a non-tangent curve to the Right with a radius of 175.00 feet, concave to the North, the radial to which bears South 44°37'51" East; (5) Westerly along the arc of said curve through a central angle of 96°08'25", an arch distance of 293.64 feet (said curve being subtended by a chord that bears North 86°33'38" West 260.39 feet) to a three-quarter (3/4") inch capped iron pipe stamped "RCE 20462-2008"; (6) South 70°34'51" West 139.71 feet to a three-quarter (3/4") inch capped iron pipe stamped "RCE 20462-2008" to the Western boundary of said Marcus P. Bennett Jr. Memorial Park; thence along said Westerly boundary North 19°25'06" West 94.08 feet to a three-quarter (3/4") inch capped iron pipe stamped "RCE 20462-2008" at the Southwest corner of said Marcus P. Bennett Jr. Memorial Park; thence along the Western boundary of said Marcus P. Bennett Jr. Memorial Park North 19°25'06" West 94.06 feet to the point of beginning, containing an area of 12.978 acres, more or less.

TRACT 1 LEGAL DISCRPTION

BEGINNING at a three-quarter (3/4") inch capped iron pipe stamped "RCE 20462-2008" at the Northeast corner of Tract 1 described on Record of Survey recorded in the office of the El Dorado County Record, in Book 31 of Record of Surveys at page 33; thence along the boundary of said Tract 1 the following seventeen (17) courses: (1) South 13°22'48" East 27.01 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012-1976"; (2) North 77°57'01" East 18.55 feet to a three-quarter (3/4") inch capped iron pipe; (3) North 55°01'31" East 10.68 feet to a point from which a two and one-half (2-1/2") inch capped iron pipe bear North 56°29'22" East 21.27 feet; (4) South 14°42'34" East 10.55 feet to a one and one-half (1-1/2") inch capped iron pipe stamped "ECHS 15"; (5) South 12°42'27" East 672.14 feet; (6) South 18°08'57" West 18.94 feet to a three-quarter (3/4") inch capped iron pipe; (7) South 18°08'57" West 224.98 feet to a point from which a three-quarter (3/4") inch capped iron pipe stamped "REC26342" bears South 86°08'37" East 0.57 feet; (8) South 18°08'57" West 162.40 feet to a one-half (1-1/2") inch capped iron pipe stamped "ECHS 13"; (9) South 15°39'16" West 113.12 feet to a one-half (1-1/2") inch capped iron pipe stamped "ECHS 12"; (10) North 68°01'57" West 556.75 feet; (11) South

14°16'53" West 33.28 feet; (12) North 51°55'39" West 33.80 feet; (13) North 12°40'11" East 275.00 feet; (14) North 73°07'14" West 21.74 feet; (15) North 13°40'19" East 58.31 feet; (16) North 76°19'42" West 99.21 feet; (17) North 19°25'06" West 46.49 feet to a three-quarter (3/4") inch capped iron pipe stamped "RCE 20462-2008" at the Southwest corner of Marcus P. Bennett Jr. Memorial Park described on said Record of Survey Book 31 at page 33; thence along the common boundary of said Tract 1 and said Marcus P Bennett Jr. Memorial Park the following six (6) courses; (1) North 70°34'51" East 139.71 feet to a three-quarter (3/4") inch capped iron pipe stamped "RCE 20462-2008" at the beginning of a non-tangent curve to the Left with a radius of 175.00 feet, concave to the North, the radial to which bears South 51°30'34" East; (2) Easterly along the arc of said curve through a central angle of 96°08'25", an arch distance of 293.64 feet (said curve being subtended by a chord that bears South 86°33'38" East 260.39 feet) to a three-quarter (3/4") inch capped iron pipe stamped "RCE 20462-2008"; (3) South 80°35'31" East 159.53 feet; (4) North 49°07'03" East 8.98 feet; (5) North 17°31'57" West 553.11 feet; (6) North 77°17'33" East 198.75 feet to the point of beginning, containing an area of 9.978 acres, more or less.

COMBINED OUTER BOUNDARY LEGAL DISCRPTION

BEGINNING at a one (1") capped iron pipe along the Western boundary of Marcus P. Bennet Jr. Memorial Park described on Record of Survey recorded in the office of the El Dorado County Record, in Book 31 of Record of Surveys at page 33, said point also being the Southeast corner as described in an Individual Grant Deed Doc-2014-0013068-00 filed for record in the Office of the El Dorado County Recorder; thence along the Eastern boundary of said Grand Deed Doc-2014-0013068-00 and said Western boundary of Marcus P. Bennet Jr. Memorial Park the following two (2) courses; (1) North 18°54'24" West 19.13 feet; (2) North 17°09'30" West 493.24 feet to the Southeast corner Parcel No. 2 described in Grant Deed Doc-2001-0024904-00 filed for record in the Office of the El Dorado County Recorder; thence along the Eastern boundary of said Grant Deed Doc-2001-0024904-00 North 27° 02' 59" West 130.10 feet to the Southeast corner of Grant Deed Doc-2017-900165200003 filed for record in the office of the El Dorado County Recorder; thence along the Eastern boundary of said Grant Deed Doc-2017-900165200003 the following two (2) courses; (1) North 06° 18'57" West 83.01 feet; (2) North 14°44'01" East a distance of 27.46 feet to a three-quarter (3/4") capped iron pipe stamped "REC 18491" at the Southwest corner Tract 1, Record of Survey Book 19 at page 80; thence along the Southern boundary of said Tract 1 the following two (2) courses; (1) North 14°44'01" East 38.04 feet; (2) North 30°42'01" East 51.30 feet to a 1" capped iron pipe stamped "LS 2725" at the Southeast corner said Tract 1, said corner also being the Southwest corner of Record of Survey Book 6 at page 122; thence along the Southern boundary of said Record of Survey Book 6 at Page 122 the following four (4) courses; (1) North 45°33'01" East 49.80 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012"; (2) North 63°42'01" East 47.58 feet to a three-quarter (3/4") inch capped iron pipe stamped "RCE 26363"; (3) North 63°42'01" East 17.22 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012"; (4) North 76°07'01" East 64.72 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 2725" at the Southeast corner said Record of Survey Book 6 at page 122, said corner also being the Southwest corner Parcel A, Amended Parcel Map Book 35 of Parcel Maps at page 36; thence along the Southwesterly boundary of said Parcel A the following four (4) courses; (1) South 82°54'48" East 22.37 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012"; (2) South 82°54'48" East 36.28 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012"; (3) South 59°39'38" East 85.60 feet

to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012"; (4) South 44°02'13" East 2.80 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012" at the Northwest corner Parcel B said Amended Parcel Map Book 35 of Parcel Maps at Page 36, said corner also being the Northwest corner Lot 11, Village North Subdivision filed for record in Map Book H at Page 39, Document No. 78876; thence along the Western boundary of said Lot 11 the following three (3) courses; (1) South 44°02'13" East 45.81 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012"; (2) South 33°31'10" East 48.60 to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012"; (3) South 27°57'07" East 48.05 feet one and one-half (1-1/2") inch capped iron pipe stamped "LS 4327-1990" at the Southeast corner said Lot 11; thence along the Southern boundaries of said Lot 11 and Lot 10 of said Village North Subdivision North 72°24'29" East 53.90 feet to a three-quarter (3/4") capped iron pipe along the Northern boundary of said Marcus P. Bennett Jr. Memorial Park; thence along said boundary of Marcus P. Bennet Jr. Memorial Park the following nine (9) courses; (1) North 72°17'29" East 2.47 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 4327-1990" at the Southwest corner of Lot 9, said Village North Subdivision; (2) North 72°17'29" East 38.00 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 4327-1990" at the Southwest corner of Lot 8, said Village North Subdivision; (3) North 72°17'29" East 38.00 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 4327-1990" at the Southwest corner of Lot 7, said Village North Subdivision; (4) North 72°17'29" East 5.90 feet; (5) North 72°17'29" East 240.68 feet to a one and one-half (1-1/2") inch capped iron pipe at the Southeast corner, said Village North Subdivision; (6) North 72°17'29" East 1.63 feet to a point from which bears the following two (2) monuments (1) a three-quarter (3/4") inch capped iron pipe North 72°17'29" East 0.17 feet, (2) a one and one-half (1-1/2") inch capped iron pipe stamped "EDHS 1"; (7) South 14°42'34" East 99.05 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012-1976"; (8) South 13°47'15" West 49.29 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012-1976"; (9) South 13°22'48" East 190.00 feet to a three-quarter (3/4") inch capped iron pipe stamped "RCE 20462-2008" at the Northeast corner of Tract 1 described on said Record of Survey Book 31 at page 33; thence along the boundary of said Tract 1 the following seventeen (17) courses: (1) South 13°22'48" East 27.01 feet to a three-quarter (3/4") inch capped iron pipe stamped "LS 3012-1976"; (2) North 77°57'01" East 18.55 feet to a three-quarter (3/4") inch capped iron pipe; (3) North 55°01'31" East 10.68 feet to a point from which a two and one-half (2-1/2") inch capped iron pipe bear North 56°29'22" East 21.27 feet; (4) South 14°42'34" East 10.55 feet to a one and one-half (1-1/2") inch capped iron pipe stamped "ECHS 15"; (5) South 12°42'27" East 672.14 feet; (6) South 18°08'57" West 18.94 feet to a three-quarter (3/4") inch capped iron pipe; (7) South 18°08'57" West 224.98 feet to a point from which a three-quarter (3/4") inch capped iron pipe stamped "REC26342" bears South 86°08'37" East 0.57 feet; (8) South 18°08'57" West 162.40 feet to a one-half (1-1/2") inch capped iron pipe stamped "ECHS 13"; (9) South 15°39'16" West 113.12 feet to a one-half (1-1/2") inch capped iron pipe stamped "ECHS 12"; (10) North 68°01'57" West 556.75 feet; (11) South 14°16'53" West 33.28 feet; (12) North 51°55'39" West 33.80 feet; (13) North 12°40'11" East 275.00 feet; (14) North 73°07'14" West 21.74 feet; (15) North 13°40'19" East 58.31 feet; (16) North 76°19'42" West 99.21 feet; (17) North 19°25'06" West 46.49 feet to a three-quarter (3/4") inch capped iron pipe stamped "RCE 20462-2008" at the Southwest corner of said Marcus P. Bennett Jr. Memorial Park; thence along the Western boundary of said Marcus P. Bennett Jr. Memorial Park North 19°25'06" West 94.06 feet to the point of beginning, containing an area of 22.956 acres, more or less.

EXHIBIT B

State of California,

County of El Dorado

ss.

On this 31st day of October

in the year of our Lord one thousand nine hundred and FIFTY, before me, ERNST B. OPPENHEIMER

a Notary Public in and for the said County of El Dorado State of California, residing therein, duly commissioned and sworn, personally appeared MARY C. BENNETT

known to me to be the person described in and whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

In Witness Whereof I have hereunto set my hand and affixed my official seal in said County of El Dorado

the day and year in this certificate first above written.

Notary Public in and for the County of El Dorado, State of California. My commission expires May 3, 1961

Ernst B. Oppenheimer

48-4970
No. 10

BEED

MARY C. BENNETT

TO

COUNTY OF EL DORADO

RECORDED & COMPARED

Dated October 3, 1950

Recorded at the Request of

Mary C. Bennett

M. C. Bennett, 1950

at 10 min. past 7 o'clock P.M.

in Volume 289 of

Official Records

page 245

El Dorado County Records.

By *Jessie W. Linn* Recorder

By *Clara J. ...* Deputy Recorder

FILLED
JAN 11 1951

V. H. BENSON, Clerk
V. H. Benson Deputy

IN WITNESS WHEREOF, the first party has executed this conveyance this 3rd day of October, 1950.

MARY C. BENNETT

STATE OF CALIFORNIA,)
COUNTY OF EL DORADO) ss.

On this 31st day of October, in the year of our Lord one thousand nine hundred and fifty, before me, ERNST B. OPPENHEIMER, a Notary Public in and for the said County of El Dorado, State of California, residing therein, duly commissioned and sworn, personally appeared MARY C. BENNETT, known to me to be the person described in and whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

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

ERNST B. OPPENHEIMER

(SEAL)

Notary Public in and for the County of El Dorado,
State of California.
My commission expires May 3, 1952.

CERTIFICATE OF ACCEPTANCE - CIVIL CODE SECTION 1158

This is to certify that the County of El Dorado, acting by and through its Board of Supervisors, hereby consents to the acceptance and a recordation of the within deed and accepts for public purposes the real property and/or interest therein and/or easements thereon, therein described.

IN WITNESS WHEREOF, these presents have been executed on behalf of the County of El Dorado by the Chairman of the Board of Supervisors of said County of El Dorado thereunto duly authorized, directed and empowered, and pursuant to an order heretofore given and made, has caused the seal of the Board of Supervisors of said County of El Dorado to be hereunto affixed.

Dated this 27 day of November, 1950.

ATTEST: Nov. 27, 1950
ARTHUR J. KOLETZKE, Clerk (SEAL)

COUNTY OF EL DORADO

By M. E. HENSLEY, Chairman

By A. MC ANNALLY, Deputy

Recorded at the request of CLERK'S OFFICE, Nov. 28, 1950 at 40 min. past 2 o'clock P. M.

No. 4970

No Fee

JAMES W. SWEENEY
Recorder of El Dorado County

gw

COMPARED

D E E D O F R E C O N V E Y A N C E

WHEREAS, the indebtedness secured to be paid by the Deed of Trust executed by MARVIN W. WILES and DELLA WILES, husband and wife, to INTER-COUNTY TITLE CO., a corporation, as Trustee, dated March 17, 1949 and recorded in Volume 264 of Official Records at page 237, El Dorado County records has been fully paid;

Now, Therefore, INTER-COUNTY TITLE CO., a corporation, Trustee, does hereby grant and reconvey unto the parties entitled thereto, without warranty, all the estate and interest derived to it, under said Deed of Trust, in the lands situate in the County of El Dorado, State of California, and therein described.

IN WITNESS WHEREOF, the said trustee, by its Assistant Secretary thereunto duly authorized by resolution of its board of directors, has caused its corporate name to be hereunto subscribed and its corporate seal to be hereunto affixed, this 27th day of November, 1950.

(CORP. SEAL)

INTER-COUNTY TITLE CO., Trustee

By BETTY E. BERND, Assistant Secretary.

thence N. 25° 26' W. 48.40 feet to fence post at northwest corner of said land,
 thence N. 33° 18' W. 48.60 feet; thence N. 43° 39' W. 48.60 feet;
 thence N. 69° 11' W. 85.60 feet; thence N. 70° 36' W. 58.65 feet;
 thence S. 76° 19' W. 64.72 feet; thence S. 63° 54' W. 64.80 feet;
 thence S. 45° 44' W. 49 feet ; thence S. 30° 54' W. 51.30 feet;
 thence S. 14° 56' W. 65.50 feet; thence S. 6° 06' E. 83 feet;
 thence S. 26° 51' E. 129.85 feet; thence S. 17° 21' E. 495.30 feet;
 thence S. 19° 06' E. 159.70 feet; thence S. 27° 21' E. 16 feet;
 thence S. 48° 26' E. 100 feet; thence S. 73° 06' E. 22.40 feet; to a cedar post scribed
 "No. 1" standing at the northwest corner of the south entrance of land leading from the
 Middletown road to the land here described; thence from said last-mentioned post,

S. 82° 51' E. 173 feet; thence N. 81° 21' E. 51.10 feet,
 thence N. 63° 54' E. 66.70 feet; thence N. 54° 54' E. 84.80 feet;
 thence N. 48° 21' E. 113.90 feet; to the southeast corner of tract here described;
 thence N. 17° 36' W. 574.50 feet; thence N. 45° 06' W. 161.30 feet; and
 thence N. 27° 06' W. 49.60 feet; to place of beginning, and containing 12.56 acres, more or
 less. And also that certain right of way leading from the above-described land to the
 Highway known as the Middletown road, the said right of way being appurtenant to said land
 and constituting the southerly entrance to the same, and being located on, over and across
 that portion of Lot number three(3) of said section seven(7) described as follows.,

Commencing at the point marked by the cedar post scribed "No. 1" hereinbefore men-
 tioned and described, and running thence S. 12° 24' W. 275 feet to said Middletown road;
 thence S. 51° 36' E. along said road 34 feet; thence N. 14° E. 32.20 feet;
 thence N. 14° 14' E. 261.50 feet to said Race Track lot; and thence N. 82° 51' W. 40 feet to
 place of beginning.

TO HAVE AND TO HOLD the said property for the free use thereof by the people of
 said County of El Dorado solely for the said purposes of recreation, sports, social open
 air gatherings, entertainments, games and amusements, subject only to the following conditions,
 to-wit: Said property shall never be used for public camp grounds, or for any commercial
 purpose, and no School Building, residence or dwelling house, or any building for commercial
 purposes, shall ever be erected or maintained thereon, provided, however, that nothing here-
 in contained shall be deemed to prohibit the erection or maintenance of a suitable residence
 for a keeper or caretaker of said property or a public club house for the use of the people
 of said county.

All use of said property shall be under and subject to the proper regulation and
 control of the Board of Supervisors of said County of El Dorado, and shall at all times be
 free to the people of said county, provided, ^{however,} that local clubs or organizations holding or con-
 ducting ^{contested} games or sports may be permitted to charge such small admission fees as may be nes-
 sary to reimburse them for their expenses in connection with such games or sports, the
 amount of such admission fees to be fixed by the said Board of Supervisors; and provided
 also, that circuses and other travelling shows may be permitted to use said property for ex-
 hibition or show purposes for such time and upon payment of such rental as the said Board
 of Supervisors may prescribe.

The said grantors recommend and express the hope, that no trees now growing on said land be cut or removed at any time unless there be great necessity for so doing.

For the purposes and subject to the conditions aforesaid, said grantors do also give and grant to the said grantee, for use in connection with the above-described property, a right of way, to be used and exercised jointly with said grantors, their heirs or assigns, on, over and along the following described piece or parcel of land, to-wit:

Commencing at a fence post, scribed "No. 1-C", standing on the westerly boundary of Coloma Street, in the City of Placerville, in said County of El Dorado, from which post the northwest corner of said city bears N. 24° 45' W. 433.92 feet, and running thence from said place of beginning as follows: S. 70° 46' W. 96.30 feet; thence S. 72° 27' W. 248.91 feet; thence S. 76° 31' W. 178.10 feet; thence S. 72° 53' W. 257.80 feet; thence S. 74° 42' W. 201.46 feet; to the "Reds Track" 16ft; thence along the boundary of said last-named lot, S. 25° 26' E. 48.40 feet; thence, following said boundary, N. 72° 23' E. 53.90 feet, thence N. 72° 31' E. 327.11 feet, to the northwest corner of a lot belonging to said grantors; thence, along the northerly boundary of said last-mentioned lot, N. 76° 29' E. 264.57 feet; thence N. 72° 02' E. 338.46 feet to said Coloma street; and thence, along said street, N. 27° 47' W. 45.48 feet to place of beginning, and being a portion of the northwest quarter of section 7, in township 10 North, of Range 11 East, Mount Diablo base and meridian; the said right of way last herein granted to be subject to the right of the proper authorities to declare the piece or parcel of land last above described a public highway.

IN WITNESS WHEREOF, the said grantors have hereunto set their hands the day and year first above written.

Marcus P. Bennett
Mary C. Bennett.

State of California,)
) ss.
County of El Dorado.)

On this 8th day of July in the year one thousand nine hundred and twenty four, before me, Abe Darlington, a Notary Public in and for the County of El Dorado, State of California, residing therein, duly commissioned and qualified, personally appeared Marcus P. Bennett and Mary C. Bennett, known to me to be the persons whose name are subscribed to the within instrument, and acknowledged that they executed the same.

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

(SEAL) ABE DARLINGTON...Notary Public

in and for the County of El Dorado, State of California.

Filed for record at the request of County of El Dorado, by Arthur J. Kolatzke, County Clerk, August 5-1924 at 25 min past 4 O'clock P.M.

NO. 1138.

CHAS E. MARSH
Recorder of El Dorado County.

COMPARED

GIRARD EDWARDS STEVENS & TUCKER LLP
Mike Tucker [Bar No.276038]
Omer A. Khan [Bar No. 316732]
8801 Folsom Blvd. Suite 285
Sacramento, CA 95826
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tucker@girardedwards.com
khan@girardedwards.com

FILED APR 19 2021

BY A. Leumar
Deputy

Attorneys for Petitioner
El Dorado Union High School District

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF EL DORADO

EL DORADO UNION HIGH SCHOOL
DISTRICT,

Petitioner,

v.

COUNTY OF EL DORADO, OFFICE OF THE
ATTORNEY GENERAL OF THE STATE OF
CALIFORNIA, and Does 1 through 10,
Inclusive,

Respondents.

Case No.: PC20210042

**ORDER GRANTING EL DORADO
UNION HIGH SCHOOL DISTRICT'S
PETITION FOR DECLARATORY
RELIEF**

[C.C.P. Section 1060]

Unlimited Civil

Date: April 9, 2021
Time: 8:30 A.M.
Dept.: 9

This action came on regularly for hearing on April 9, 2021, in Department 9 of this Court. Omer A. Khan appeared for Petitioner, El Dorado Union High School District. Janeth D. SanPedro appeared for Respondent County of El Dorado. Diane P. Cragg appeared for Respondent Office of the Attorney General of the State of California. The Court, having reviewed and considered the Petition, and noting no opposition from the Respondents, hereby orders, declares, and finds as follows:

1. The Court GRANTS El Dorado Union High School District's Petition for Declaratory Relief.

RECEIVED

APR 12 2021

CME

1 2. The County of El Dorado, as holder of the Bennett Park property in public trust,
2 may validly transfer to the District the property described in Exhibit A of the Petition under the
3 same terms and conditions as established by the Marcus P. Bennett Indenture through this court
4 procedure involving the Attorney General pursuant to Government Code §§ 12580 et seq.

5
6 IT IS SO ORDERED

7 _____ **Dylan Sullivan**

8 Judge of the Superior Court

9 Dated: 4/19/21

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PROOF OF SERVICE

I, Omer A. Khan, declare as follows: I am a citizen of the United States, employed in the County of Sacramento, State of California. I am over 18 years of age and not a party to the above-entitled action. My place of employment and business address is: 8801 Folsom Blvd., #285 Sacramento, CA 95826.

On March 5, 2021, I served the foregoing document described as:

PROPOSED FINAL ORDER FOR DECLARATORY RELIEF

On the interested parties in this action as follows:

See Attached Service List

ELECTRONIC TRANSMISSION – Due to the ongoing COVID-19 restrictions, by personally transmitting to the email addresses on the attached service list, on the date and time listed below, from the email address khan@girardedwards.com. A true copy of the above-described document(s) was transmitted by electronic mail and the transmission was reported as complete and without error.

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct.

Executed on April 12, 2021.



Omer A. Khan

SERVICE LIST

<p>Clerk of the Board of Supervisors of the County of El Dorado Janeth D. SanPedro, Assistant County Counsel of the County of El Dorado 330 Fair Lane Placerville, CA 95667 Email: edc.cob@edcgov.us janeth.sanpedro@edcgov.us</p>	<p>Attorneys for: County of El Dorado</p>
<p>Diane P. Cragg, Deputy Attorney General 455 Golden Gate Ave., Suite 11000 San Francisco, CA 94102 Email: Diane.Cragg@doj.ca.gov</p>	<p>Attorneys for: California Department of Justice Office of the Attorney General</p>

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EL DORADO UNION HIGH SCHOOL DISTRICT

BOARD OF TRUSTEES

DAVID J. DEL RIO
LORI M. VEERKAMP
JESSICA K. RODGERS
TIMOTHY M. CARY
KEVIN W. BROWN

"Staking a Claim in our Communities' Future"

SUPERINTENDENT
RON CARRUTH, Ed.D.

www.eduhsd.net

October 4, 2021

Janeth D. SanPedro
Assistant County Counsel,
County of El Dorado
330 Fair Lane
Placerville, CA 95667
Sent via Electronic Mail

Re: Certificate of Acceptance for Bennett Park

Dear Ms. SanPedro,

This is to certify that the interest in real property conveyed by the deed or grant dated September 21, 2021 from the County of El Dorado to the El Dorado Union High School District, a governmental agency, is hereby accepted by the undersigned officer on behalf of the Board of Directors of the El Dorado Union High School District pursuant to authority conferred by resolution of the Board adopted on August 25, 2020, and the grantee consents to recordation thereof by its duly authorized officer.

October 4, 2021

Date

Bob Whittenberg
Assistant Superintendent, Business Services
El Dorado Union High School District

...approved and allowed, as will more fully appear by reference to Book H. of Allowances, at
page 451 et seq.,
...Clerk of the Board. Chairman, G. H. Schroeder,
...regular meeting were read and approved. Sundry bills were ex-
Tuesday, July 8th, 1924.
Present all members and the Clerk.

The Board of Supervisors made their usual monthly investigation of the County Hospital.
The Supt. of the County Hospital paid into the Hospital Fund the following sums, to-wit:
Maintenance of Chas. P. Barbee, \$25.00; Maintenance of Perry Gaydon, \$25.00; Sale of socks \$3.56.
Sale of produce, \$1.16. Total \$54.52.
Report of Horticultural Commissioner John A. Winkelman, received, read and ordered filed.
Report of County Sesler of Weights and Measures, received, read and ordered filed.
Report of Probation Officer, received, read and ordered filed. Report of Live Stock Inspector,
received, read and ordered filed.

On motion duly made and carried ordered that a charity allowance of \$21.00 per month be
granted to Annie Phelps from July 1st, 1924, until the further order of the Board. On motion
duly made and carried ordered that the charity allowances of Chas. Koke and Anthony Smith, be
discontinued.

This being the time heretofore appointed by the Board for hearing the petition of Hector
Williamson, et al., asking that the Board lay out a new road in Road District No. 4, commencing
at the center of the County Road leading from Green Valley to Lotus and known as the Macaroni
Road, thence running northerly and westerly a distance of 2971 feet and also for the abandonment
of the old road now being used by the County between the beginning and the termination of the pro-
posed new road, after some discussion it was on motion duly made and carried, ordered that the
prayer of the petitions be and the same is hereby granted.

The hour of two o'clock having arrived, and this being the time heretofore appointed by the
Board for opening bids to supply the county hospital with groceries for the ensuing six months,
one bid was found on file from M. T. Kelly, to furnish said county hospital for the sum of \$1277.56
and after taking said bid under advisement it is ordered that the said bid be and the same is
hereby rejected, and it is further ordered that the steward of the county hospital be and he is
hereby authorized to purchase groceries etc., in the open market for the next six months.

On motion duly made and carried ordered that Henry Lahiff County Surveyor be and he is hereby
authorized to prepare plans and specifications in detail for a re-inforced concrete bridge to be
constructed across the Middle Fork of the Cosumnes River on the site of the present bridge at
Becher's Bar in the County of El Dorado, to be presented at the next meeting of the Board.

On motion duly made and carried it is ordered that W. C. McNeill, Jailor of the Court House
be and he is hereby granted a vacation of two weeks on pay.

It is ordered that a contract be let to William Stroup for the construction of a one room
frame building to be erected on the hospital grounds for the sum of \$335.00 said building to be
completed by August 10th, 1924.

Whereas, Marcus P. Bennett, and Mary C. Bennett have, in the name and memory of their deceased
son Marcus Percival Bennett, Jr., offered as a gift to the County of El Dorado, for the purposes
of a common center for the people of said County for recreation, sports, social open air gatherings,

entertainments, games and amusements, the real property commonly known as the "Race Track" or as Recreation Park, and certain rights of way, all as particularly described in the written conveyance of said property this day tendered this Board. Now, therefore, recognizing the great value of such common center and play ground to the people of this county and appreciating the generous spirit which has prompted the gift, it is hereby resolved, by the Board of Supervisors of the County of El Dorado, that said gift be accepted on behalf of the County of El Dorado and said conveyance placed of record.

Passed and adopted as a resolution of the Board of Supervisors of the County of El Dorado, this 8th day of July, A. D. 1924.

Arthur J. Koletzke, Clerk.

C. H. Schroeder, Chairman.

Be it resolved by the Board of Supervisors of the County of El Dorado, that the thanks of this Board be extended to Mr and Mrs Marcus P. Bennett for the gift to the County of El Dorado of "Recreation Park, and that we express to them, on behalf of all the people of the County, the general feeling of gratitude and the appreciation of the generous public spirit which prompted the gift; Be it further resolved that the name of said park be changed and that it shall hereafter be known as Marcus Percival Bennett, Jr., Park. And be it further resolved resolved that copies of this resolution be sent to Mr. and Mrs Bennett.

Passed and adopted as a resolution of the Board of Supervisors of the County of El Dorado, this 8th day of July, A. D. 1924.

Arthur J. Koletzke, Clerk. (SEAL)

C. H. Schroeder, Chairman.

J. S. Creighton, W. S. Biggs, J. B. Wagner, P. F. Morgan.

No further business appearing the Hon. Board took a recess until Monday, July 21st, 1924, at which said time it will sit as a Board of Equalization.

ATTEST: Arthur J. Koletzke
Clerk of the Board.

APPROVED: C. H. Schroeder
Chairman of the Board.

Monday, July 21st, 1924.

The Board of Supervisors having been in session as a Board of Equalization since the 1st Monday in July, to this the third Monday in July, and the Board having met on this said third Monday in July, it being the time appointed for the equalization of assessments, and there were present Messrs Creighton, Schroeder, Biggs, Wagner and Morgan. and Arthur J. Koletzke, Clerk of the Board of Supervisors, and C. H. Schroeder, presiding as Chairman,.

In the matter of the request of for a reduction of the Barton and Dickie property at Lake Tahoe it is ordered that said request be and the same is hereby denied. In the matter of the request of Knox Johnson, for a reduction in assessment on his holdings at Lake Tahoe, it is ordered that the said request, be and the same is hereby denied. No further objections as to the assessments as made by the Assessor as to valuation etc., It is ordered that all assessments as entered in Volumes 1, 2, 3, 4 and 5, for the year 1924, are approved by this Board. Whereupon the Board adjourned as a Board of Equalization and immediately thereafter reconvened as a Board of Supervisors., and there being present all members of the Board together with the Clerk and Chairman of said Board, the following matter was taken up.

WHEREAS, this Board of Supervisors has received information to the effect that an organization, known as the Truckee River Water User's Association is proposing, and making preparation to pump a large quantity of water from Lake Tahoe, the level of which is already below the estab-

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