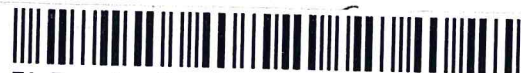


Placer Title Company  
Escrow No. 205-15832-BAS

RECORDING REQUESTED BY AND  
WHEN RECORDED MAIL TO:  
County of El Dorado  
Board of Supervisors  
330 Fair Lane  
Placerville, CA 95667  
APN: 331-331-27  
Project: Pleasant Valley Road (State Route 49)/  
Patterson Drive Intersection Signalization Project



El Dorado, County Recorder  
William Schultz Co Recorder Office  
**DOC- 2013-0043316-00**  
Acct 6-PLACER TITLE CO  
Friday, AUG 16, 2013 14:32:29  
Ttl Pd \$0.00 Rcpt # 0001547228  
LJP/C1/1-7

## TEMPORARY CONSTRUCTION EASEMENT

PCOS  
FILED

**LLOYD EARL ELLIOTT JR. AND IRENE ELLIOTT, TRUSTEES OF THE ELLIOTT REVOCABLE TRUST DATED OCTOBER 21, 2009**, hereinafter referred to as "Grantor", grant to the **COUNTY OF EL DORADO**, a political subdivision of the State of California, hereinafter referred to as "Grantee", a temporary construction easement over, upon, and across a portion of that real property in the unincorporated area of the County of El Dorado, State of California, described as:

**See Exhibits "A" and "B" attached hereto and by reference is made a part hereof.**

This temporary construction easement is granted under the express conditions listed below:

1. In consideration of \$1,000.00 (ONE THOUSAND DOLLARS EXACTLY) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Grantor does hereby Grant to Grantee an easement for temporary construction over and across those identified portions of the Grantor parcel.
2. Grantor represents and warrants that they are the owner of the property described in Exhibit A and depicted on the map in Exhibit B attached hereto and made a part hereof, and that Grantor has the exclusive right to grant the temporary construction easement.
3. This temporary construction easement is necessary for the purpose of constructing the **Pleasant Valley Road (State Route 49)/Patterson Drive Intersection Signalization Project #73320 (Project)**. Specifically, this temporary construction easement shall allow Grantee or its agents, employees, and contractors the right of ingress and egress as may be reasonably necessary for construction purposes, inclusive of such repairs, replacements, and removals as may be from time to time required as well as for other purposes incidental to construction of the project, including any staging, stockpiling, and parking of construction vehicles or equipment. This temporary construction easement shall not be revoked and shall not expire until the recordation of the Notice of

Completion of the Project. Included within this temporary construction easement is the right of ingress and egress of Grantee, its agents, employees, and contractors for warranty repairs and the correction of defects in the work within the first year following completion of construction. This right during the one-year warranty period survives the expiration of this easement.

4. Compensation under this temporary construction easement covers the construction period estimated to be 24 (Twenty-Four) months of construction, together with the one-year warranty period. In the event that construction of the Project is not completed within 24 (Twenty-Four) months of commencement of construction, Grantor shall be entitled to additional compensation as follows: For each month thereafter, the sum of \$41.66 (Forty-one dollars and Sixty-six cents, exactly) monthly will be paid to the Grantor, until construction is completed.
5. Grantee agrees to indemnify and hold harmless Grantor from and against any liability arising out of the entry onto the property by Grantee or its agents, employees, and contractors during the term of this temporary construction easement. In the event of property damage, Grantee, at its sole option, may either repair the damage or pay the estimated costs for the repair.

**GRANTOR: LLOYD EARL ELLIOTT JR. AND IRENE ELLIOTT, TRUSTEES OF THE ELLIOTT REVOCABLE TRUST DATED OCTOBER 21, 2009**

Executed on: 6/5/13, 2013

By:

Lloyd Earl Elliott Jr., Trustee  
of the Elliott Revocable Trust  
Dated October 21, 2009

Lloyd Earl Elliott Jr., Trustee  
 Of the Elliott Revocable Trust  
 Dated October 21, 2009

By:

Irene Elliott, Trustee  
of the Elliott Revocable Trust  
Dated October 21, 2009

Irene Elliott, Trustee  
 Of the Elliott Revocable Trust  
 Dated October 21, 2009

(A Notary Public Must Acknowledge All Signatures)

CALIFORNIA ALL PURPOSE

ACKNOWLEDGMENT

State of California

County of El Dorado

On 6/5/13 before me, Vanessa M. Cothran, Notary Public  
(here insert name and title of the officer)

Personally appeared Lloyd Earl Elliott Jr. and

Irene Elliott

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 the Southwest One-Quarter of Section 25, Township 10 North, Range 10 East, M.D.M., El Dorado County, State of California, being a portion parcel one of that particular document number 2010-0019065 official records said county and state more particularly described as follows:

Beginning at the southwest corner of Lot 197 of that particular Subdivision Map filed in Book D of Subdivisions at Page 30, official records said county and state; thence from said POINT OF BEGINNING along the northerly line of said Lot 197 North  $81^{\circ} 00' 38''$  East 32.37 feet; thence leaving said line South  $66^{\circ} 05' 40''$  East 156.00 feet to the southerly line of said Lot 197 and the beginning of non-tangent curve to the right having a radius of 769.89 feet; thence along said southerly line and said curve through a central angle of  $13^{\circ} 43' 40''$  an arc length of 184.46 feet, said curve being subtended by a chord which bears North  $71^{\circ} 34' 04''$  West 184.02 feet to the POINT OF BEGINNING, containing 2053 square feet or 0.05 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 CCS Zone 2 NAD83 grid north. All distances shown are grid distances. Divide distances by 0.999860 to obtain ground distances.

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



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

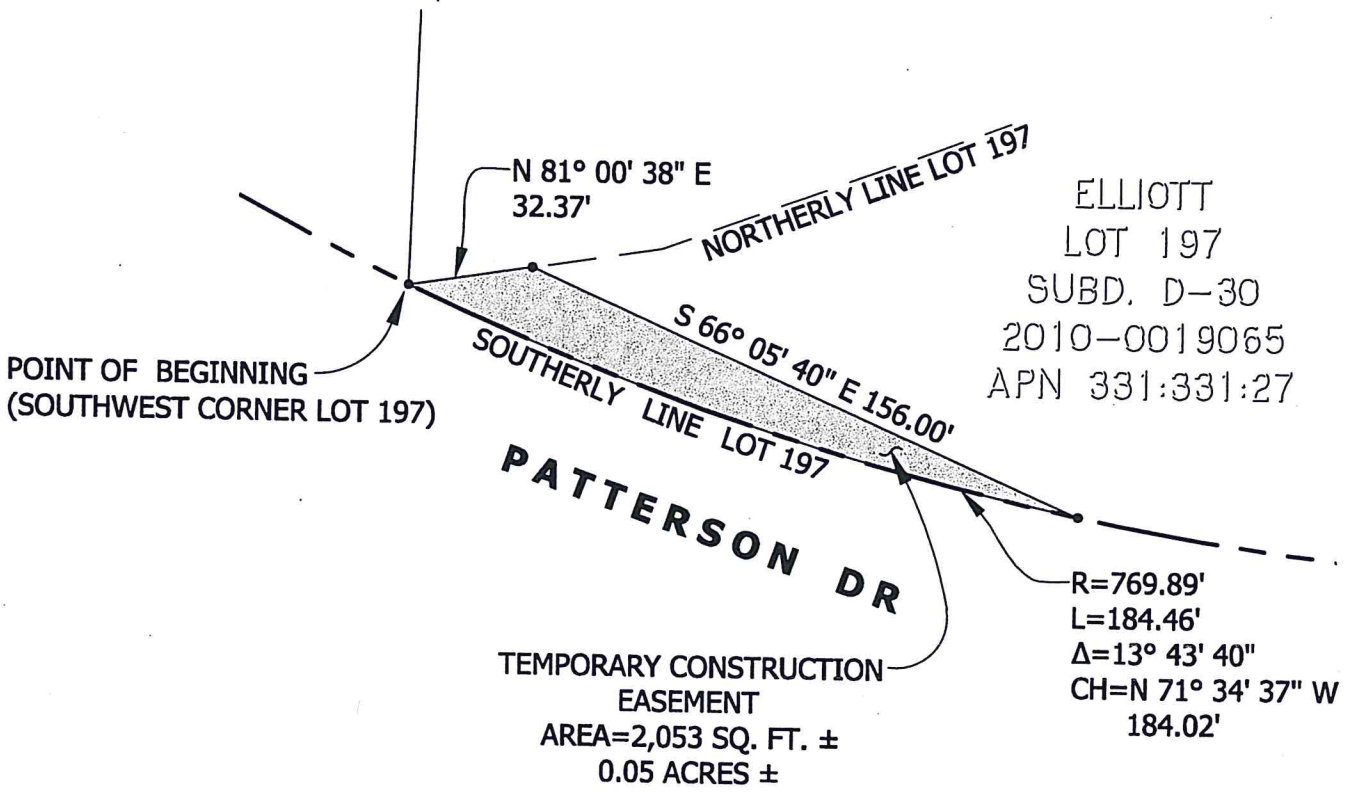


Dated: 06.01.2013

043316

# EXHIBIT 'B'

Situate in the Southwest One-Quarter of Section 25, T. 10 N., R. 10 E., M.D.M.  
County of El Dorado, State of California



Grid North  
Scale 1"=50'

| CO. | RTE. | P.M.        |
|-----|------|-------------|
| ED  | 49   | 10.51/10.78 |

043316

RECORDING REQUESTED BY AND  
WHEN RECORDED, RETURN TO:

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

### CERTIFICATE OF ACCEPTANCE

**This is to certify** that the interest in real property conveyed by the Grant of Temporary Construction Easement dated June 5, 2013, from **LLOYD EARL ELLIOTT JR. AND IRENE ELLIOTT, TRUSTEES OF THE ELLIOTT REVOCABLE TRUST DATED OCTOBER 21, 2009**, 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: 331-331-27

Dated this 21 day of May, 2013.

COUNTY OF EL DORADO

By: 

Ron Briggs, Chair  
Board of Supervisors

ATTEST:

James S. Mitrisin

Clerk of the Board of Supervisors

By: 

Deputy Clerk

08/16/2013, 20130043316