

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

County of El Dorado  
Department of Transportation  
Attn: ROW Unit  
2850 Fairlane Ct.  
Placerville, CA 95667

**APN: 084-030-014**  
**Seller: Sher**  
**Project #: 77126**

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

Above section for Recorder's use

**GRANT OF SLOPE AND DRAINAGE EASEMENT**

**FOR VALUABLE CONSIDERATION**, receipt of which is hereby acknowledged, **Benjamin D. Sher, Trustee of the Benjamin D. Sher Living Trust dated 10/28/1996** hereinafter referred to as "Grantor," grants to the **COUNTY OF EL DORADO, a political subdivision of the State of California**, a slope and drainage easement for construction and maintenance of slope and drainage facilities together with any and all appurtenances appertaining thereto and for access to travel across to other portions of easements or other interests or fee title areas the County may own over, under, upon, 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 'A1' and depicted in Exhibit 'B1' attached hereto and made a part hereof, which description is by this reference incorporated herein.**

County will use federal 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. 03-5925F15, effective October 18, 2016. 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;

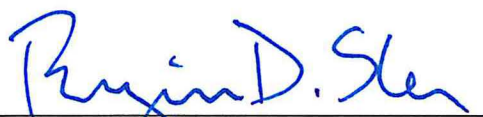
(a) no person shall on the grounds of race, color, sex, national origin, religion, age or disability, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination with regard to any facility located wholly or in part on, over, or under such lands hereby conveyed; 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 14<sup>th</sup> day of August, 2020.

GRANTOR: Benjamin D. Sher, Trustee of the Benjamin D. Sher Living Trust dated 10/28/1996

  
\_\_\_\_\_  
Benjamin D. Sher, Trustee

(All signatures must be acknowledged by a Notary Public)

## EXHIBIT 'A1'

All that certain real property situate in the North Half of the Southwest Quarter of the Northeast Quarter of Section 28, Township 11 North, Range 11 East, Mount Diablo Meridian, County of El Dorado, State of California, being a portion of the parcel described in that certain document number 2016-35637 filed in the official records of El Dorado County and as shown as Tract 1 on that certain Record of Survey filed in Book 19 of Surveys, Page 73 in said county more particularly described as follows:

### AREA 1:

COMMENCING at the Northeast corner of said parcel; thence along the northerly line of said parcel South 88°38'06" West, 303.56 feet to the POINT OF BEGINNING and the beginning of a non-tangent curve concave northwesterly having a radius of 70.39 feet; thence leaving said northerly line southwesterly along said curve through a central angle of 11°19'04" an arc distance of 13.90 feet, said curve being subtended by a chord which bears South 23°46'47" West, 13.88 feet; thence South 29°26'19" West, 40.76 feet; thence South 45°17'03" East, 57.01 feet; thence South 68°25'44" East, 221.74 feet; thence South 37°29'18" East, 134.55 feet; thence South 52°30'42" West, 165.94 feet; thence North 50°32'40" West, 173.18 feet; thence North 39°27'20" East, 76.45 feet; thence North 50°32'40" West, 126.54 feet; thence South 39°27'20" West, 46.45 feet; thence North 50°32'40" West, 80.10 feet; thence North 39°27'20" East, 88.58 feet; thence North 29°26'19" East, 50.70 feet to said northerly line; thence along said northerly line North 88°38'06" East, 21.69 feet to the POINT OF BEGINNING. Containing 51,940 square feet (1.19 acres) more or less.

TOGETHER WITH:

### AREA 2:

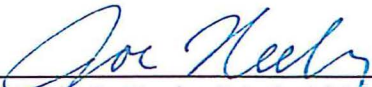
BEGINNING at a point which bears North 80°16'10" West, 116.42 feet from the Southeast corner of said parcel; thence from said POINT OF BEGINNING North 39°27'20" East, 80.00 feet; thence North 50°32'40" West, 161.19 feet; thence South 52°30'42" West, 82.12 feet; thence South 50°32'40" East, 179.74 feet to the POINT OF BEGINNING. Containing 13,637 square feet (0.31 acres) more or less.

-End of Description-

See Exhibit 'B1' attached hereto and made a part hereof.

The Basis of Bearings of the above description is grid North. Distances used in the above description are grid distances. Divide distances by 0.999845 to obtain ground distances.

The purpose of the above description is to describe that portion of said parcel as an easement for slope and drainage purposes.

  
\_\_\_\_\_  
Joseph C. Neely, P.L.S. 9026  
Associate Land Surveyor  
El Dorado County  
Department of Transportation  
Date 4/27/2020



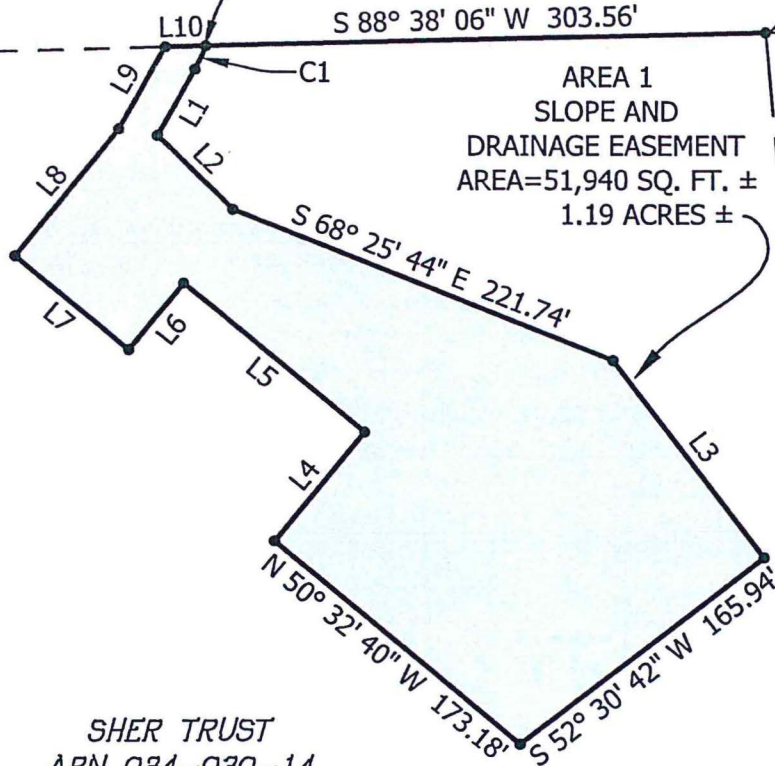
# EXHIBIT 'B1'

Situate in Section 28, T. 11 N., R. 11 E., M.D.M.

County of El Dorado, State of California

POINT OF BEGINNING  
AREA 1

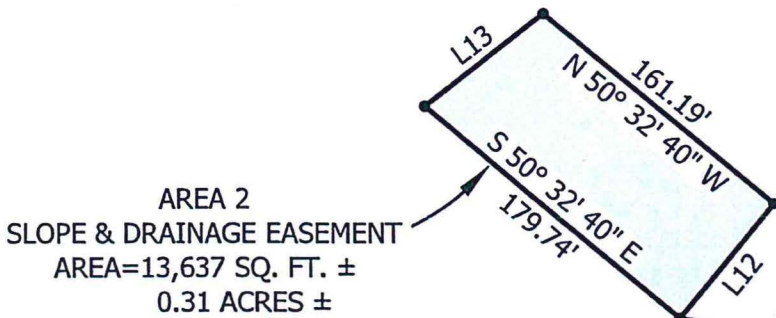
NE CORNER TRACT 1, RS 19-73



AREA 1  
SLOPE AND  
DRAINAGE EASEMENT  
AREA=51,940 SQ. FT. ±  
1.19 ACRES ±

- C1 ..... R=70.39' L=13.90' Δ=11° 19' 04"  
CH=S 23° 46' 47" W 13.88'
- L1 ..... S 29° 26' 19" W 40.76'
- L2 ..... S 45° 17' 03" E 57.01'
- L3 ..... S 37° 29' 18" E 134.55'
- L4 ..... N 39° 27' 20" E 76.45'
- L5 ..... N 50° 32' 40" W 126.54'
- L6 ..... S 39° 27' 20" W 46.45'
- L7 ..... N 50° 32' 40" W 80.10'
- L8 ..... N 39° 27' 20" E 88.58'
- L9 ..... N 29° 26' 19" E 50.70'
- L10 ..... N 88° 38' 06" E 21.69'
- L11 ..... N 80° 16' 10" W 116.42'
- L12 ..... N 39° 27' 20" E 80.00'
- L13 ..... S 52° 30' 42" W 82.12'

SHER TRUST  
APN 084-030-14  
2016-35637  
TRACT 1 RS 19-73



AREA 2  
SLOPE & DRAINAGE EASEMENT  
AREA=13,637 SQ. FT. ±  
0.31 ACRES ±

POINT OF BEGINNING  
AREA 2

SE CORNER TRACT 1, RS 19-73



Grid North  
Scale 1"=100'

# 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 8-14-2020 before me, Kyle Lassner Notary  
Public,

Date

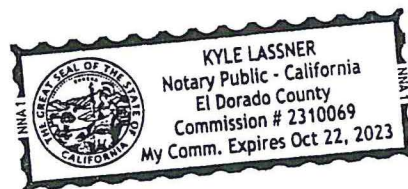
(here insert name and title of the officer)

personally appeared Benjamin D. Sher

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 Slope and Drainage Easement Number of Pages: 5

Document Date: 8-14-2020 Other: Ø

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

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

**APN: 084-030-014**  
**Seller: Sher**  
**Project #: 77126**

**CERTIFICATE OF ACCEPTANCE**

**This is to certify** that the interest in real property conveyed by the Grant of Slope and Drainage Easement dated \_\_\_\_\_, 20\_\_\_\_, from Benjamin D. Sher, Trustee of the Benjamin D. Sher Living Trust dated 10/28/1996, 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: 084-030-014

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

**COUNTY OF EL DORADO**

By: \_\_\_\_\_  
Brian K. Veerkamp, Chair  
Board of Supervisors

ATTEST:

Clerk of the Board of Supervisors

By: \_\_\_\_\_  
Deputy Clerk