

RECORDING REQUESTED BY AND  
WHEN RECORDED MAIL TO:  
County of El Dorado  
Department of Transportation  
Board of Supervisors  
330 Fair Lane  
Placerville, CA 95667  
Assessor's Parcel Number: 327-130-22

SPACE ABOVE THIS LINE FOR RECORDERS USE ONLY

Project: U.S. Hwy. 50/Missouri Flat Road Interchange  
Project #71317  
APN: 327-130-22

### TEMPORARY CONSTRUCTION EASEMENT

Phyllis Joan Rogers, who acquired title as an unmarried woman, hereinafter referred to as "Grantor," grants to the County of El Dorado, 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 made a part hereof.

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

1. In consideration of **\$3,800.00 (Three-Thousand Eight-Hundred 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 she/he is 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 U.S. Highway 50/Missouri Flat Road Interchange 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 U.S. Highway 50/Missouri Flat Road Interchange 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 U.S. Highway 50/Missouri Flat Road Interchange 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 **\$159.67 (One-Hundred Fifty-Nine Dollars and Sixty-Seven Cents, exactly)** will be paid to 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:

Executed on this date:

Jan. 05 <sup>2007</sup>, ~~2006~~

By: Phyllis Joan Rogers

Phyllis Joan Rogers

NOTARY ACKNOWLEDGMENT

STATE OF CALIFORNIA )  
: SS

COUNTY OF EL DORADO )

Capacity claimed by signer:

Individual;  Trustee(s);  Attorney-in-Fact;  Guardian/Conservator;

Corporate Officer(s) \_\_\_\_\_ Title(s);

Partner(s) --  Limited,  General

Other \_\_\_\_\_

On JAN. 5, 2007 before me, JULIE F. BYRNE, a Notary  
Public in and for said State, personally appeared

PHYLLIS JOAN ROGERS  personally known to me --or--

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.

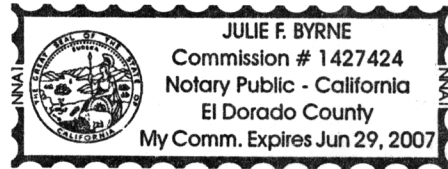
WITNESS my hand and official seal.

Julie F. Byrne

(Signature of Notary)

County of EL DORADO

My commission expires 6/29/07



**EXHIBIT "A"**  
**LEGAL DESCRIPTION**  
**TEMPORARY CONSTRUCTION EASEMENT**

All that portion of the 0.192 acre parcel shown on the map recorded in Book 14 of Record of Surveys, at Page 127, in the office of the El Dorado County Recorder, being a portion of the northeast quarter of Section 23, Township 10 North, Range 10 East, M.D.M., unincorporated area of the County of El Dorado, State of California, and more particularly described as follows:

Beginning at the southwest corner of said parcel; thence along the westerly boundary North 26°24'09" East (cite North 26°24'54" East) 10.617 meters (34.83 feet); thence leaving said boundary South 67°09'56" East 17.201 meters (56.43 feet) to the southeasterly boundary; thence along said boundary South 18°16'45" West (cite South 18°32'00" West) 9.277 meters (30.44 feet) to the southeast corner; thence along the southerly boundary North 71°18'45" West (cite North 71°03'30" West) 18.648 meters (61.18 feet) to the point of beginning, containing 178 sq. meters (1,916 sq. ft.), more or less.

See attached Exhibit B.

END OF DESCRIPTION.

Note: The basis of bearings for this description is Grid North, California Coordinate System of 1983, Zone II, as defined in Chapter 611, Sections 8801-8819 of the State Resources Code. All distances are grid distances. To convert to ground distances, divide all distances by 0.999855.



6-29-06

EXHIBIT "B"

ROGERS, PHYLLIS  
APN 327:130:22  
14-RS-127

N26°24'09"E  
10.617m

S67°09'56"E  
17.201m

N71°18'45"W  
18.648m

S18°16'45"W  
9.277m

POINT OF BEGINNING

PERKS  
COURT

EXISTING R/W LINE

ROAD 2232

MISSOURI FLAT ROAD



SCALE = 1:500  
METRIC

Drawing Name: J:\DCA\p\71317\RV\Exhibit Maps\327-130-22TCE.dwg, Layout Tab Model, Last Saved Thu, 29 Jun 2006 - 3:02pm, DHaynes