

COUNTY OF EL DORADO  
Department of Transportation  
2850 Fairlane Court  
Placerville, CA 95667  
(530) 621-5900  
FAX (530) 626-0387

**PERMIT TO ENTER AND CONSTRUCT**

The undersigned hereby grants permission to the County of El Dorado ("County"), a political subdivision of the State of California and its authorized employees, and its consultants and contractors to enter upon the land described as A.P.N. 124-322-04 for the purpose of:

Installing landscape improvements, inclusive of trees, in the area depicted on Exhibit A, attached hereto and made a part hereof, to provide supplemental mitigation as determined during construction to be necessary to alleviate the visual impact for the Green Valley Road Widening Project #72355. County or County's contractor or its authorized agent make no representations or warranties as to the continuing survival of the trees and landscape improvements planted by the County or its contractor or its authorized agent. Moreover, neither County, its contractor, nor its authorized agents shall be responsible for maintenance of the trees and landscape improvements planted on subject property following the completion of work performed.

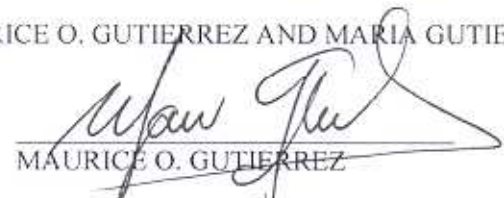
In granting this permission it is understood the necessary work will not prevent access to the property described and that the work is expected to take approximately six months. By acceptance of this Permit to Enter, the County agrees to provide 48 hours notice in advance of performing the work. This permission is granted in consideration of the benefits which may accrue to the property identified herein. This permission is also granted in consideration of the location, improvement, and construction of certain improvements and incidents thereto, as required by the El Dorado County Department of Transportation.

Except as otherwise provided herein, by acceptance of this Permit to Enter and Construct, it is expressly understood and agreed by and between the parties that County will indemnify and save the undersigned owners harmless against any and all loss, damage and/or liability which is suffered arising from or connected with use and/or occupancy of said land of owners by County by reason of this Permit to Enter. County shall at its option, either repair or pay for such damages.

The undersigned hereby represents and warrants that they have full authority to grant permission for said entry upon property. This permission shall terminate upon completion of this project or September 31, 2007 at 5:00 p.m., which ever comes first.

Nothing herein shall be construed to obligate County to construct the aforementioned improvements in the event that County determines, in its sole discretion, to delay or terminate its public project, or in the event that owner terminates this Permit to Enter and Construct.

MAURICE O. GUTIERREZ AND MARIA GUTIERREZ, HUSBAND AND WIFE AS JOINT TENANTS

By:   
MAURICE O. GUTIERREZ

Date: 4/10/07

By:   
MARIA GUTIERREZ

Date: 4/10/07

ACCEPTED BY COUNTY OF EL DORADO

By: \_\_\_\_\_  
RICHARD W. SHEPARD, P.E., DIRECTOR  
DEPARTMENT OF TRANSPORTATION

Date: \_\_\_\_\_

# Exhibit 'A'

## Lot 19 Mormon Island Park Subdivision F-44

Portion of the SE 1/4 of Sec. 21, T.10 N., R. 10 E., M.D.M.

County of El Dorado State of California

Scale 1" = 50'

Proposed tree planting area on Lot 19, within existing easement per S.D. F-44. Specific tree type and location to be determined by Engineer.

NOTE: Lot information per record data shown on SD F-44 sheet 2 of 4.

