

RECORDING REQUESTED BY AND  
WHEN RECORDED MAIL TO:  
County of El Dorado  
Board of Supervisors  
330 Fair Lane  
Placerville, CA 95667  
Assessor's Parcel Number: 109-240-30

SPACE ABOVE THIS LINE FOR RECORDERS USE ONLY

Project: Durock Road/Business Center Drive  
Signalization Project #73354  
APN: 109-240-30

## **TEMPORARY RIGHT OF WAY AND CONSTRUCTION EASEMENT**

FRED W. WILKINSON, an unmarried man and ROXANA M. HUPCEY, a married woman as her sole and separate property, as joint tenants, hereinafter referred to as "Grantor," grants to the County of El Dorado, hereinafter referred to as "Grantee," a temporary right of way and 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 right of way and construction easement is granted under the express conditions listed below:

1. For good and valuable consideration, Grantor does hereby grant to Grantee an easement for temporary right of way and construction over, upon, and across those identified portions of the Grantor's parcel.
2. Grantor represents and warrants that they are the owner's 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 right of way and construction easement.
3. This temporary right of way and construction easement is necessary for the purpose of constructing the Durock Road/Business Center Drive Signalization Project. Specifically, this temporary right of way and construction easement shall allow the general public access and use of the road and shall allow the Grantee, or its agents, employees, and contractors the right of ingress and egress as may be reasonably necessary for construction purposes, as may be from time to time required, as well as for other purposes incidental to construction of the project. This temporary right of way and construction easement shall not be revoked and shall not expire until the recordation of the Notice of Completion of the Durock Road/Business Center Drive Signalization Project.
4. Grantee agrees to indemnify and hold harmless Grantor from and against any liability arising out of the entry onto the property by the general public, Grantee, or its agents, employees, and contractors during the term of this temporary right of way and 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:

FRED W. WILKINSON, an unmarried man and ROXANA M. HUPCEY, a married woman  
as her sole and separate property, as joint tenants

Executed on this date: April 10, 2007

By:   
FRED W. WILKINSON

By:   
ROXANA M. HUPCEY

**EXHIBIT 'A'**  
**LEGAL DESCRIPTION**

A 60 foot wide strip of land, being a portion of Tract 1, as said tract is shown on that map filed for record in Book 27, Record of Surveys, at Page 23, in the office of the El Dorado County Recorder, and lying in Section 11, Township 9 North, Range 9 East, M.D.M., and more particularly described as follows:

The westerly 60 feet of said Tract 1, as shown on said map, being a portion of the road labeled as a "60' wide Non-exclusive Road and Public Utilities Easement per Document No. 1998-0044620".

Together with the southerly 121.54 feet of said Tract 1.

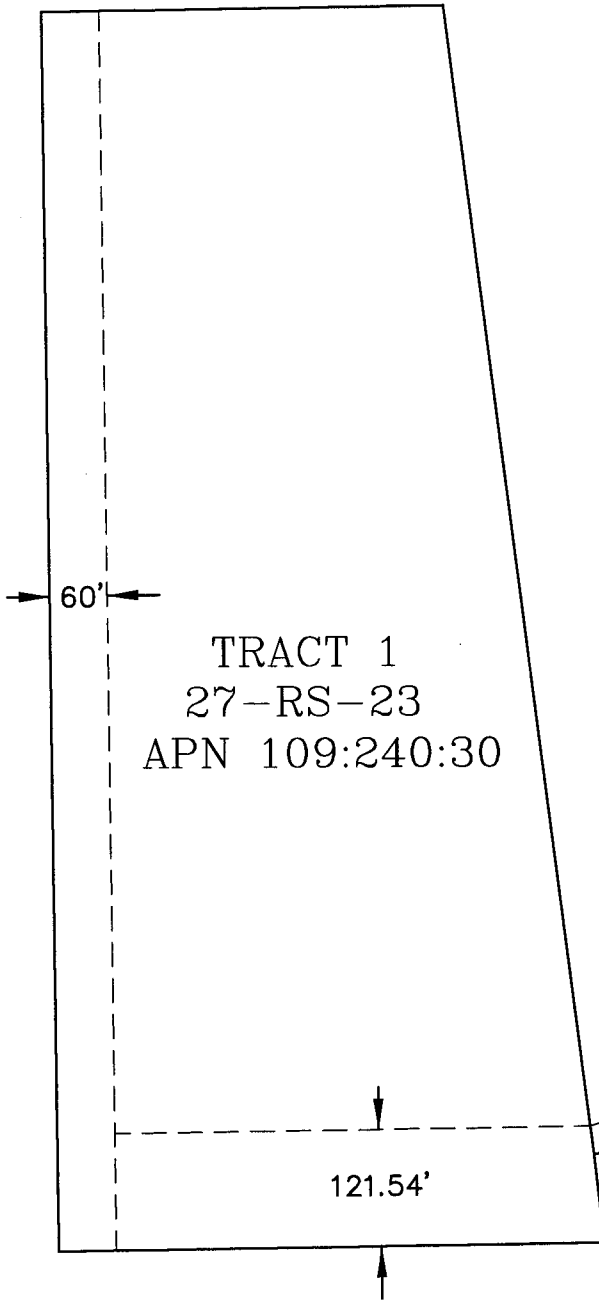
EXCEPTING THEREFROM the westerly 60 feet of said Tract 1.

See attached Exhibit 'B', attached hereto and made a part hereof.



10-23-07

EXHIBIT 'B'



SCALE : 1" = 200'



# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

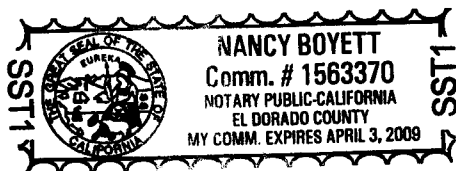
County of El Dorado } ss.

On April 10, 2007, before me, Nancy Boyett, Notary Public  
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared Fred W Wilkinson  
Name(s) of Signer(s)

- personally known to me  
 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.



Place Notary Seal Above

WITNESS my hand and official seal.

Nancy Boyett  
Signature of Notary Public

## OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

### Description of Attached Document

Title or Type of Document: Temporary Right of Way + Construction Easement

Document Date: 4-10-07 Number of Pages: 4

Signer(s) Other Than Named Above: Roxana M. Hupcey

### Capacity(ies) Claimed by Signer

Signer's Name: Fred W. Wilkinson

- Individual  
 Corporate Officer — Title(s): \_\_\_\_\_  
 Partner —  Limited  General  
 Attorney in Fact  
 Trustee  
 Guardian or Conservator  
 Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

RIGHT THUMBPRINT  
OF SIGNER

Top of thumb here

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

State of California  
County of El Dorado } ss.

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Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")  
personally appeared Roxana M. Hupcey,  
Name(s) of Signer(s)

- personally known to me
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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.



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  - Corporate Officer — Title(s): \_\_\_\_\_
  - Partner —  Limited  General
  - Attorney in Fact
  - Trustee
  - Guardian or Conservator
  - Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

