

Recorded at the request of:
Contra Costa County

Return to:
Contra Costa County
Public Works Department
Real Estate Division
255 Glacier Drive
Martinez, CA 94553
Attn: D. Kramer

Assessor's Parcel No. 033-030-020

GRANT OF EASEMENT

THIS INDENTURE, made by and between the City of Oakley, a municipal corporation in the State of California, hereinafter called the GRANTOR, and **CONTRA COSTA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT**, a political subdivision of the State of California, hereinafter called the GRANTEE,

WITNESSETH:

That the GRANTOR, for value received, hereby grants to the GRANTEE, and its successors and assigns, a perpetual easement and right of way for ingress and egress purposes (not to be exclusive) over and across that certain real property in the County of Contra Costa, State of California, described as follows:

FOR DESCRIPTION SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

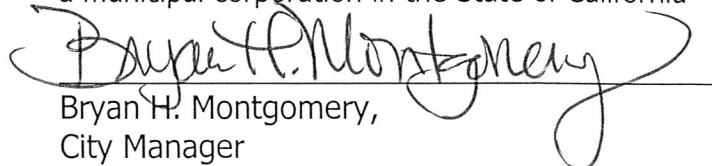
The easement herein granted shall include the right by said GRANTEE, its officers, agents and employees, and by persons under contract with it and their employees whenever and wherever necessary for ingress and egress purposes, to enter upon said land with personnel, vehicles and equipment, to remove all trees, vegetation and structures thereon that interfere with the purpose for which the easement herein is granted.

It is understood that GRANTEE is not responsible for repairing or replacing any of GRANTOR's improvements within the area described in Exhibit "A" herein.

TO HAVE AND TO HOLD, all and singular, the rights above described unto the GRANTEE and the GRANTEE's successors and assigns forever.

IN WITNESS WHEREOF, the GRANTOR has executed this indenture this the 4th day of February, 2015.

City of Oakley,
a municipal corporation in the State of California


Bryan H. Montgomery,
City Manager

ABOVE SIGNATURES MUST BE NOTARIZED

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

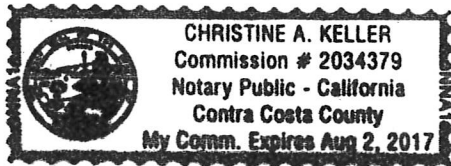
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
 County of Contra Costa)
 On 2/4/2015 before me, Christine A. Keller, Notary Public,
 Date Here Insert Name and Title of the Officer
 personally appeared Bryan H. Montgomery
 Name(s) of Signer(s)

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 Christine A. Keller
 Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Grant of Easement Document Date: 2/4/15
 Number of Pages: 1 Signer(s) Other Than Named Above: none

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Individual ☐ Attorney in Fact
☐ Trustee ☐ Guardian or Conservator
☐ Other: _____
 Signer Is Representing: _____

Signer's Name: _____
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Individual ☐ Attorney in Fact
☐ Trustee ☐ Guardian or Conservator
☐ Other: _____
 Signer Is Representing: _____

Marsh Creek
Floating Easement

EXHIBIT A

A portion of the parcel of land described in the deed to the City of Oakley, recorded May 31, 2002 as document number 2002-0194764-00, located in the City of Oakley, Contra Costa County, California, and shown on the Record of Survey 29 L.S.M. 42 dated August 26, 1964 in records of said County, described as follows:

A non-exclusive floating easement over a strip of land 20.00 feet in width with a minimum of 50.00 feet centerline turning radius for any turns in said access strip,. The location of said floating easement to follow existing access routes along the asphalt pathway on City's parcel shown on plat maps attached hereto and as they may be located or relocated in this area from time to time or by such other route mutually agreeable between the parties hereto. Grantee shall have the right to install their own locks on Grantors bollards and gates.

In the event grantee determines that said Floating Easement is no longer necessary to its purposes, then all rights of grantee in and to said Floating Easement shall thereupon cease and terminate and title thereto shall revert to and vest in Grantor. Grantee shall execute a quitclaim deed required in this regard.

This real property description has been prepared by me or under my direction, in conformance with the Professional Land Surveyors Act.

Signature: _____

Francis Joseph Kennedy
City Surveyor
City of Oakley


Date: _____

1/9/2015



MARSH CREEK RESTORATION
AT CREEKSIDE PARK, OAKLEY, CA

BID SET



American Planning Association
1401 K Street, N.W.
Washington, D.C. 20005
Tel: 202/336-6000
Fax: 202/336-6001
www.apa.org

ES/HD/RW

CS / PR

END

100

JULY 12, 2012

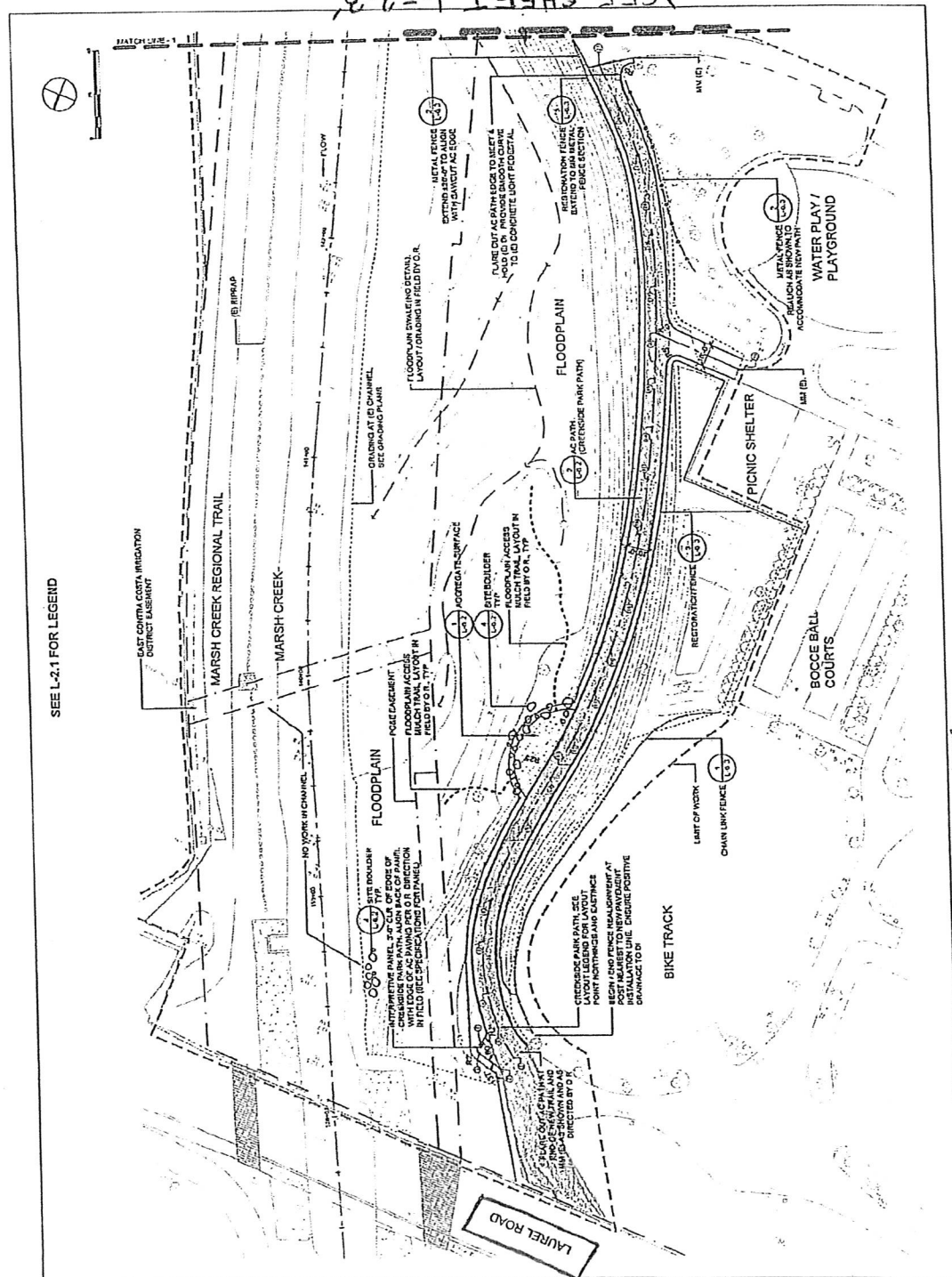
Layout

Page 10 of 10


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L-2.2

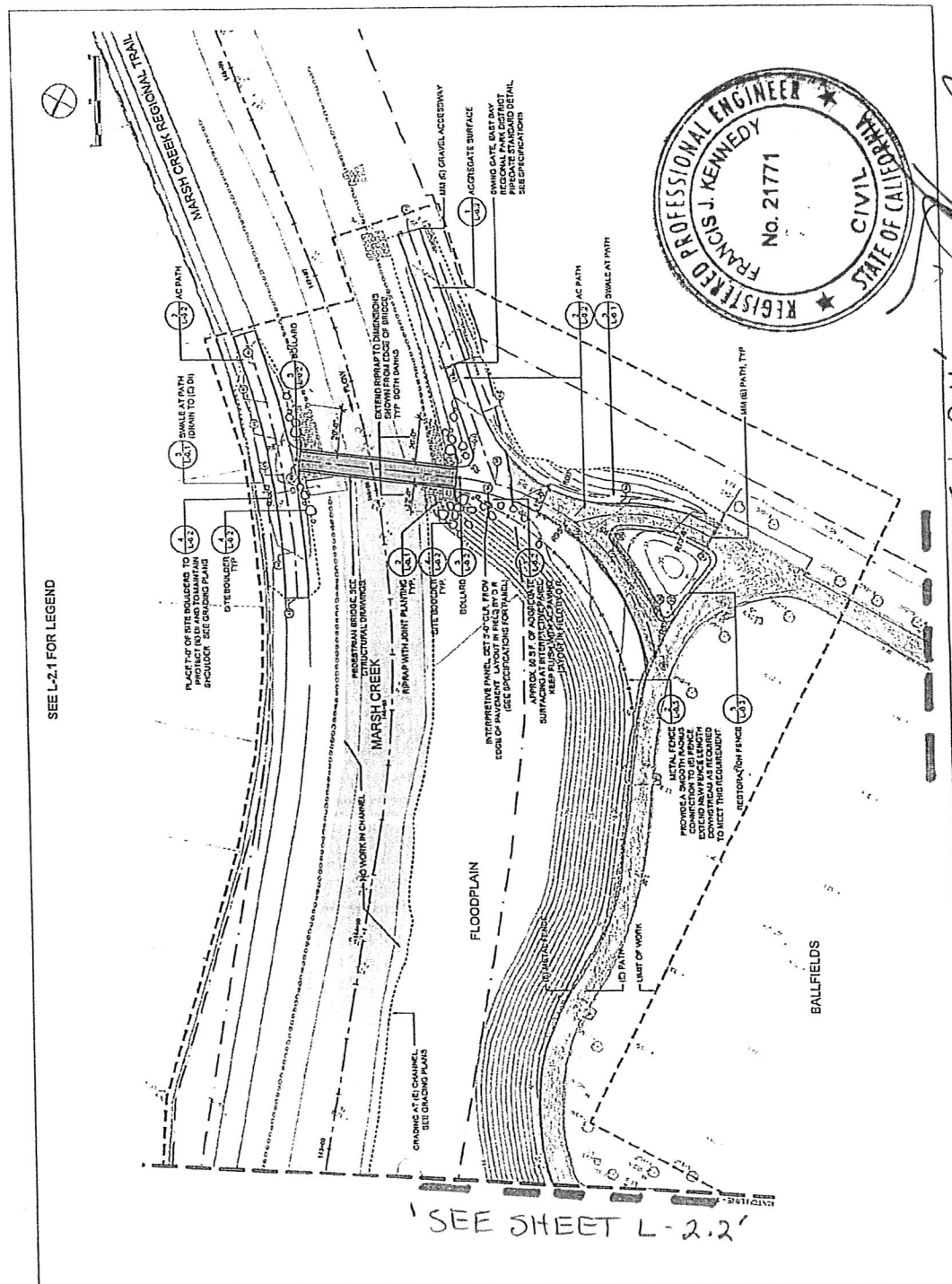
21/4/12



| Floor | Control | Access | Ensement | Needed |
|-------|---------|--------|----------|--------|
|-------|---------|--------|----------|--------|

| | | |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------|--|
|  CALIFORNIA STATE WATER RESOURCES CONTROL BOARD REGIONAL WATER QUALITY CONTROL BOARD SACRAMENTO REGION | PROJECT: 651101 / HW DISTRICT: C3 / FR DIVISION: BD | |
| | DATE: JULY 12, 2012 LAYOUT: Upstream | |
| SHEET: L-2.3 | | |
| MARSH CREEK RESTORATION AT CREEKSIDE PARK, OAKLEY, CA | | |
| PROJECT NO.: DATE: | DRAWN BY: | |
| CHECKED BY: | APPROVED BY: | |

244101



5/6/1

FLOOD CONTROL ACCESS AGREEMENT NEEDED ^{INDICATE} SEE SHEET 7-2.4

| REVIZIONS | BY | AT |
|-----------|----|----|
| | | |
| | | |
| | | |
| | | |

DATE: 02-01-10
SUBMITTAL:
SCALE:
DRAWN BY:
CHECKED BY: BT

**CONSTRUCTION
PLAN - SOUTH**

ON LEADS

L-2.4

2114101

