

**RIGHT OF WAY CONTRACT -- STATE HIGHWAY- TEMPORARY EASEMENT**

RW B-4 (6/95)

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ANTIOCH, California

2/22, 2016

**Grantor: Chanchal, LLC**

THIS DOCUMENT in the form of a TEMPORARY EASEMENT, covering the property particularly described in Clause 3 below has been executed and delivered to Olivia D. Reynolds, Senior Real Property Agent for Contra Costa County Flood Control and Water Conservation District (District).

In consideration of which, and the other considerations hereinafter set forth, it is mutually agreed as follows:

1. The parties have herein set forth the whole of their agreement. The performance of this agreement constitutes the entire consideration for said document and shall relieve the District of all further obligations or claims on this account, or on account of the location, grade or construction of the proposed public improvement.
2. The District shall pay the undersigned grantor the sum of \$5,200.00 for this Temporary Easement.
3. Permission is hereby granted to the District or its authorized agent to enter upon grantor's land where necessary within that certain area described in Exhibit "A" attached hereto and made a part hereof, for the purpose of access to construction activities being performed on the adjacent parcel (APN 074-130-060).
4. This Temporary Easement shall be effective January 1, 2016 through October 31, 2017.
5. The undersigned grantor warrants that they are the owner in fee simple of the property affected by this Temporary Easement as described in Clause 3 above and that they have the exclusive right to grant this Temporary Easement.

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6. In case of unpredictable delays in construction, upon written notification, the expiration date of the Temporary Easement may be extended one month at a time at \$55 per month. Said amount will be paid to the grantor in a lump sum within sixty (60) days after District has determined the easement is no longer required.

*In Witness Whereof*, the Parties have executed this agreement the day and year first above written.

GRANTEE  
CONTRA COSTA COUNTY FLOOD CONTROL  
AND WATER CONSERVATION DISTRICT

By \_\_\_\_\_  
Julia R. Bueren  
Chief Engineer

Date: \_\_\_\_\_  
(Date of Approval)

Recommended for Approval:

By Olivia D. Reynolds  
Olivia D. Reynolds  
Senior Real Property Agent

By Karen A. Laws  
Karen A. Laws  
Principal Real Property Agent

GRANTOR  
CHANCHAL, LLC

By \_\_\_\_\_  
Title MANAGING MEMBER

By \_\_\_\_\_  
Title \_\_\_\_\_

Date 2 <sup>8</sup> 2016  
(Date signed by Grantor)

WEST ANTIOCH CREEK PROJECT  
APN 074-130-060 - PATEL (TCE)  
PARCEL 23

EXHIBIT "A"  
PARCEL 23  
TEMPORARY CONSTRUCTION EASEMENT  
LANDS OF CHANCHAL, LLC  
APN 074-130-077-6; DOCUMENT NO. 2002-0232793

All that property situated in the City of Antioch, County of Contra Costa, State of California described as follows: Being a portion of that certain parcel of land described in the Grant Deed to CHANCHAL, LLC, recorded July 2, 2002 as Document No. 2002-0232793 in Contra Costa County Records, more particularly described as follows:

PARCEL 23, Temporary Construction Easement expires October 31, 2017

A Temporary Construction Easement of duration twenty-two (22) months, expiring on October 31, 2017, to be used for access to construction activities being performed on the adjacent parcel (APN 074-130-060) on, over and across the following described parcel of land:

A strip of land, ten (10) feet in width, the easterly line of which is more particularly described as follows:

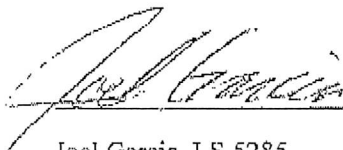
**BEGINNING** at the southwesterly terminus of that certain course listed in above said Grant Deed as "S. 25°33'50" W. 62.44 feet", thence, along the easterly line of said parcel the following three (3) courses: 1) North 26°18'36" East, 62.64 feet, 2) North 63°37'34" West, 33.31 feet, and 3) North 16°00'36" East, 17.41 feet to the northerly line of said parcel and the **POINT of TERMINUS**.

Containing 1,126 square feet or 0.03 acres, more or less.

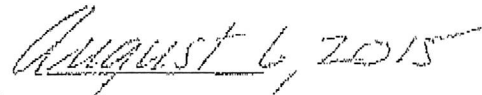
The westerly line of above said strip is to be lengthened so as to terminate in the northerly line of said parcel (D.N. 2002-0232793)

Bearings used in the above description are based upon the California Coordinate System of 1983 (CCS83), Epoch 2010.00, Zone 3. Multiply grid distances shown above by 1.000056 to obtain ground distances.

This real property description has been prepared at Mark Thomas & Company, Inc., by me, or under my direction, in conformance with the Professional Land Surveyors Act.

  
Joel Garcia, LS 5285



  
Date