

Recorded at the request of:
Delta Diablo Sanitation District

Return to:
Delta Diablo Sanitation District
2500 Pittsburg-Antioch Highway
Antioch, CA 94509

Cc: Contra Costa County
Public Works Department
255 Glacier Drive
Martinez, CA 94553
Attn: Real Estate Division

Portion of Assessor Parcel Nos.: 067-283-010, 067-283-011, 067-283-012, 067-283-013

**GRANT OF EASEMENT
(RECYCLED WATER PURPOSES)**

Contra Costa County, a political subdivision of the State of California (hereinafter "Owner"), does hereby grant to the Delta Diablo Sanitation District (hereinafter "District"), a special district of the State of California, and its successors or assigns, an exclusive subsurface easement in gross, and a nonexclusive surface easement in gross, for installing, constructing, reconstructing, removing, replacing, repairing, upgrading, maintaining, operating and using a recycled water pipeline of any size, and any and all maintenance access structures, service connections, and appurtenances thereto, on, over and within the parcel of land situate in the County Contra Costa, State of California, as described in said Exhibit "A", attached hereto and made a part hereof by this reference, together with the free right of ingress, egress and emergency access to said easement area over and across the remaining portion of Owner's property, provided that said rights of ingress, egress and emergency access shall be limited to established roadways, pathways, avenues or other routes to the extent possible and as reasonably necessary for the proper use of the rights granted herein.

The foregoing grant is made subject to the following terms and conditions:

1. Owner reserves the right to landscape or make such other use of the lands included within the easement area which is consistent with the District's use; however, such use by Owner shall not include the planting of trees or the construction of permanent structures, including but not limited to houses, garages, outbuildings, swimming pools, tennis courts, retaining walls, decks, patios, or other concrete architectural structures within or over the easement area, or any other activity which may interfere with the District's full enjoyment of the easement rights granted herein. District's maintenance access structures (manholes, rodding inlets, etc.) constructed within the easement area shall not be covered by earth or other material and shall remain in an exposed and accessible condition at all times for routine and/or emergency maintenance as may be deemed necessary by District from time to time.

2. District shall not be responsible or liable for protecting any of Owner's landscaping or other uses. Owner understands that Owner's landscaping and other uses of the easement area may be damaged or removed by District in the course of District's exercise of the rights granted hereunder, and that District shall have no responsibility or liability for such damage.

3. The provisions of this grant of easement shall inure to the benefit of and be binding upon the heirs, assigns, successors and personal representatives of the respective parties hereto.

In Witness Whereof, Owner executed this instrument on this _____ day of _____, 2018.

GRANTOR
CONTRA COSTA COUNTY

By: _____
Karen Mitchoff
Chair, Board of Supervisor

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.
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STATE OF CALIFORNIA
COUNTY OF CONTRA COSTA

On _____, before me, _____,
Deputy Clerk of the Board of Supervisors, Contra Costa County, personally appeared _____,
_____ 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 _____ (Seal)
Deputy Clerk

AB:dw

G:\realprop\SR4 (E) Widening - Somersville Rd to Route 160\Utilities & Sale of Drake Street\Easement DDSD Final 6-18-18.doc

EXHIBIT "A"

An easement for recycled water line purposes and incidents thereto, upon, over and across Lot 17, 18, 19, and 20, of Block 4 as delineated on that certain map entitled "WM UREN SUBDIVISION", recorded September 12, 1927 in Map Book 20, at Page 562, Official Records of Contra Costa County, described as follows:

BEGINNING at a point on the east line of Lot 17, distant South 00°48'21" West, 80.78 feet from the northeastern corner of said lot. Thence along said east line South 00°48'21" West, 11.54 feet; thence South 82°16'56" West, 8.82 feet, thence South 81°49'10" West, 184.00 feet, thence South 07°43'04 East, 6.35 feet, thence South 85°04'10" West 10.52 feet to the southerly prolongation of the eastern line of Lindberg Street. Thence along last said line North 00°48'21" East, 18.95 feet; thence North 82°16'56" East, 202.23 feet to the POINT OF BEGINNING.

CONTAINING an area of 2,521 square feet, more or less.

The BASIS OF BEARINGS for this project is the California Coordinate System of 1983, Zone III (Epoch 2000.86) as determined locally by GPS survey measurements and a least squares adjustment, holding NGS control stations LAKE ALHAMBRA – PID JS4835, HPGN D CA 04 HK – PID AA3821, GPS CONTROL POINT 41 – PID DE8498, GPS CONTROL POINT 59 – PID DE8508, and GPS CONTROL POINT 60 – PID DE8505 fixed per geodetic values published by the State of California Record of Survey No. 3151 and recorded in 136 LSM 3 through 6. The project's combined scale factor is 0.99993878. Multiply grid distances by 1.0000612 to obtain ground distances.

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

Signature: John A Cardarelli
Licensed Land Surveyor

Date: 6-27-2018

