

RW 8-4 (6/95)

Grantor: Sportsmen Inc.

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 obligation 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 One Thousand Dollars and no/100 (\$1,000.00) for this Temporary Construction Easement (TCE).
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 constructing the DA 29G Storm Drain Line A Replacement Project (Project).
4. This TCE shall commence on June 1, 2020 and terminate on December 31, 2020. Grantor shall have use of the property until the District takes possession.
5. The undersigned Grantor warrants that they are the owner in fee simple of the property affected by this TCE as described in Clause 3 above and that they have the exclusive right to grant this TCE.

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RIGHT OF WAY CONTRACT – TEMPORARY CONSTRUCTION EASEMENT

RW 8-4 (6/95)

6. In case of unpredictable delays in construction, upon written notification, the TCE may be extended by an amendment to this Right of Way contract. Grantor shall be compensated based on the fair market value at the time of the extension. Said amount will be paid to the Grantor in a lump sum within sixty (60) days after District has determined the TCE is no longer required.

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

CONTRA COSTA COUNTY
Flood Control and Water Conservation District
Recommended for Approval:

GRANTOR(S)

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

By Jessica L. Dillingham
Jessica L. Dillingham
Principal Real Property Agent

By Neal A. Draper
Neal Draper, Commodore

Digitally signed by Neal A. Draper
DN: cn=Neal A. Draper, o=ou,
email=nealdraper@yahoo.com, c=US
Date: 2020.05.12 10:01:00 -0700

APPROVED:

By _____
Brian M. Balbas
Chief Engineer

Date _____
(Date of Approval)

Temporary Construction Easements
Drainage Area 29G-Line A
from Sportsmen, Inc. to Contra Costa County
Portion of APN 051-040-065

EXHIBIT "A"

Real Property located in the Southeast Quarter of Section 16, Township 2 North, Range 2 East, Mount Diablo Meridian, in an unincorporated area of Contra Costa County, State of California, being a portion of that parcel of land described in the Quit Claim Deed from Peter Kiewit Sons' Co. to Sportsmen Inc. Yacht Club, recorded on December 3, 1979 in Book 9641 at Page 196 in the office of the Contra Costa County Recorder, and also a portion of that parcel of land described in the Grant Deed from Edith Robbins Yates to Sportsmen Incorporated, recorded on March 24, 1939 in Book 495 Official Records Page 269 in the office of the Contra Costa County Recorder more particularly described as follows;

Temporary Construction Easement No. 1 (Staging Area) from June 1, 2020 to December 31, 2020.

Commencing at the Southeast Corner of said Section 16, monumented at the intersection of Wilbur Avenue and Bridgehead Road, thence North 89°03'50" West, along the south line of said Southeast Quarter of Section 16, for a distance of 1832.40 feet; Thence North 0°52'58" East for a distance of 42.00 feet to the southwest corner of that parcel of land described as Parcel Two in the Grant Deed from C.A. Chaban and Ida S. Chaban to Peter Kiewit Sons' Co., recorded on November 9, 1979 in Book 9613 at Page 51 in the office of said Contra Costa County Recorder; Thence continuing North 0°52'58" East along the west line of said Parcel Two, for a distance of 1581.05 feet to the northwest corner of said Parcel Two, said point also being the southwest corner of said Sportsmen, Inc. parcel (9641 O.R. 196); Thence continuing North 0°52'58" East, along the west line of said Sportsmen Inc. parcel (9641 OR196), for a distance of 60.00 feet to a point on the east line of that parcel described as Parcel 1728 in the Grant of Easement from Sportsmen Incorporated to Contra Costa County Flood Control and Water Conservation District recorded on October 6, 1994 at Instrument Number 94-249631 in the office of said Contra Costa County Recorder, said point being the Point of Beginning; Thence from said Point of Beginning, South 89°07'02" East for a distance of 6.00 feet; Thence South 35°20'33" East for a distance of 5.72 feet; Thence South 89°07'02" East for a distance of 90.62 feet; Thence North 0°52'58" East for a distance of 50.00 feet; Thence North 89°07'02" West for a distance of 100.00 feet to a point on said west line of Sportsmen, Inc. parcel (9641 O.R. 196) and said east line of Parcel 1728 (94-249631); thence South 0°52'58" West, along said line, for a distance of 45.39 feet to the point of beginning.

Containing 4965 Square Feet (0.114 acres) more or less.

Temporary Construction Easements
Drainage Area 29G-Line A
from Sportsmen, Inc. to Contra Costa County
Portion of APN 051-040-065

Temporary Construction Easement No. 2 from June 1, 2020 to December 31, 2020.

Commencing at the Southeast Corner of said Section 16, monumented at the intersection of Wilbur Avenue and Bridgehead Road, thence North 89°03'50" West, along the south line of said Southeast Quarter of Section 16, for a distance of 1832.40 feet; Thence North 0°52'58" East for a distance of 42.00 feet to the southwest corner of that parcel of land described as Parcel Two in the Grant Deed from C.A. Chaban and Ida S. Chaban to Peter Kiewit Sons' Co., recorded on November 9, 1979 in Book 9613 at Page 51 in the office of said Contra Costa County Recorder; Thence continuing North 0°52'58" East along the west line of said Parcel Two, for a distance of 1581.05 feet to the northwest corner of said Parcel Two, said point also being the southwest corner of said Sportsmen, Inc. parcel (9641 O.R. 196); Thence continuing North 0°52'58" East, along the west line of said parcel, for a distance of 134.00 feet to a point on the east line of that parcel described as Parcel 1728 Grant of Easement from Sportsmen Incorporated to Contra Costa County Flood Control and Water Conservation District recorded on October 6, 1994 at Instrument Number 94-249631 in the office of said Contra Costa County Recorder, said point being the Point of Beginning; Thence from said Point of Beginning, South 89°07'02" East for a distance of 8.00 feet; Thence North 0°52'58" East for a distance of 60.00 feet; Thence North 89°07'02" West for a distance of 8.00 feet to a point on said west line of Sportsmens, Inc. parcel (9641 O.R. 96) and said east line of Parcel 1728 (94-249631); then South 0°52'58" West, along said line, for a distance of 60.00 feet to the point of beginning.

Containing 480 Square Feet (0.011 acres) more or less.

Bearings shown herein are based on a bearing of North 89°03'50" West for the South line of the Southeast Quarter of Section 16, T2N, R2E, MDM as shown on that Record of Survey recorded in Book 141 of LSM at Page 27 in the office of the Contra Costa County Recorder.

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

Signature: 
Licensed Land Surveyor
Contra Costa County Public Works

Date: 1/28/2020



[illegible]

**TEMPORARY CONSTRUCTION EASEMENT No. 1
(STAGING AREA)
TEMPORARY CONSTRUCTION EASEMENT No. 2**

Instr _____
Recorded _____ Series # _____

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CAD FILE: W09C14 Maritime Way TE.dgn



Contra Costa County 255 Glacier Drive
Public Works Martinez, CA 94553


SCALE 1"=40'

DATE	01/21/2020
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DRAWN BY BJD

DRAWING NO.	
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CHECKED BY JAS

Page 1 of 1		CAD FILE: WO9C14 Maritime Way TE.dgn
 <div> <p>Contra Costa County 255 Glacier Drive Martinez, CA 94553</p> <p>Public Works</p> <p>Department</p> </div>		
SCALE	1" = 40'	DATE 01/21/2020
DRAWN BY	BJD	DRAWING NO.
CHECKED BY	JAS	