

SIGNED RESOLUTION
Item No. C.5
Date: Jan. 19, 2010

Recorded at the request of: Clerk of the Board

Return To: Diane Favero, Engineering Services

THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA
and for Special Districts, Agencies and Authorities Governed by the Board

Adopted this Resolution on 01/19/2010 by the following vote:

AYES: John Gioia, District I Supervisor Gayle B. Uilkema, District II Supervisor Mary N. Piepho, District III Supervisor Federal D. Glover, District V Supervisor

NOES: ☐

ABSENT: Susan A. Bonilla, District IV Supervisor

ABSTAIN: ☐

RECUSE: ☐

Resolution No. 2010/54

Accepting Grant Deed of Development Rights (Alameda Whipsnake Habitat), for MS 03-00039, for project being developed by Vance R., Julie K., George D., and Margaret E. Hardisty, as recommended by the Public Works Director, Martinez area.

IT IS BY THE BOARD RESOLVED that the following instrument is hereby ACCEPTED:

INSTRUMENT: Grant Deed of Development Rights (Alameda Whipsnake Habitat) REFERENCE: APN: 362-110-025, MS 03-00039

GRANTOR: Vance R., Julie K., George D., and Margaret E. Hardisty

AREA: Martinez

DISTRICT: II

Contact: J. LaRocque 313-2315

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 19, 2010

David J. Twa, County Administrator and Clerk of the Board of Supervisors

By: EMY L. SHARP, Deputy

cc: J. LaRocque

RESOLUTION NO. 2010/54

Recorded at the request of:
Contra Costa County
Board of Supervisors

Return to:
Public Works Department
Engineering Services Division
Records Section

Area: Martinez

Subdivision: MS 03-0039

APN: 362-110-025⁰²⁶

GRANT DEED OF DEVELOPMENT RIGHTS (Alameda Whipsnake Habitat)

To meet conditions of approval number 8 and 9, of MS 03-0039, We, Vance R., Julie K., George D., and Margaret E. Hardisty (Owners) hereby grant to the **County of Contra Costa**, a political subdivision of the State of California (Grantee) and governmental successor or successors of said county, the future development rights, as defined herein below, over a portion of that real property known as the "Not A Part" Remainder parcel of Subdivision MS 03-0039, situated in the County of Contra Costa, State of California and more particularly described in Exhibit "A".

Development rights are defined to mean and refer to the right to approve or disapprove of any proposed construction, development or improvement within the areas marked "restricted development area." The development rights are and shall be a form of covenant, which shall run with the said property and shall bind the current Owner and any future Owner of all or any portion of said property. In the event of a disapproval of proposed construction by Grantee, or successor, said proposed construction shall not be performed. Grantee, or successor, may condition the approval of any proposed construction upon prior or subsequent performance of such conditions as Grantee, or successor, may deem appropriate.

The undersigned executed this instrument on August 13, 2007 (Date)

(Owner/Company)

Vance R. Hardisty
By: Vance R. Hardisty
Title: Owner

(Owner/Company)

Julie K. Hardisty
By: Julie K. Hardisty
Title: Owner

(Owner/Company)

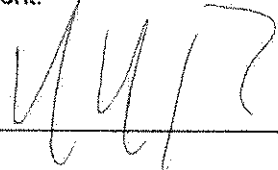
George D. Hardisty
By: George D. Hardisty
Title: Owner

(Owner/Company)

Margaret E. Hardisty
By: Margaret E. Hardisty
Title: Owner

STATE OF CALIFORNIA)
COUNTY OF CONTRA COSTA)

On ^{August} ~~July~~ 13, 2007 before me, Loren L. Barr, Notary Public, personally appeared **VANCE R. HARDISTY, JULIE K. HARDISTY, GEORGE D. HARDISTY, and MARGARET E. HARDISTY**, personally known to me (or 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.

Signature  (Seal)



MS 03-0039

(Don't Record)

EXHIBIT "A"

All that real property situated in the County of Contra Costa, State of California, described as follows:

A portion of the Parcel "Not A Part" Remainder designated as Restricted Development Area (Alameda Whipsnake Habitat), shown on the parcel map of Subdivision MS 03-0039, on file at the County Recorder's Office as follows:

Date: _____

Book: _____

Page: _____

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of

Contra Costa }

On January 11, 2010 before me,

Date

Karen K. Piona

Here Insert Name and Title of the Officer

personally appeared

Vance Randall Hardisty

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.

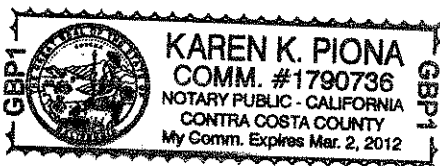
WITNESS my hand and official seal.

Signature

Karen K. Piona

Signature of Notary Public

Place Notary Seal Above



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: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

- ☐ 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

Signer's Name: _____

- ☐ 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 Contra Costa }

On January 11, 2010 before me, Karen K. Piona,
Date Here Insert Name and Title of the Officer

personally appeared Julie Kay Handisky
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.

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WITNESS my hand and official seal.

Signature Karen K. Piona
Signature of Notary Public



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CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of Contra Costa }

On January 11/200 before me, Karen K Piona,
Date Here Insert Name and Title of the Officer

personally appeared George Dee Hardisty
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.

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Signature of Notary Public



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☐ Other: _____

Signer Is Representing: _____

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CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of Contra Costa }

On January 11, 2010 before me, Karen K. Piona

Date

Here Insert Name and Title of the Officer

personally appeared Margaret Elizabeth Hardisty

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.

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Signature of Notary Public



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