

**SADDLE CREEK COMMUNITY SERVICES DISTRICT
RESOLUTION NO 07-003
A RESOLUTION OF THE BOARD OF DIRECTORS OF
SADDLE CREEK COMMUNITY SERVICES DISTRICT
ACCEPTING PUBLIC EASEMENTS**

WHEREAS, Castle and Cooke, Inc., is the Developer of the Saddle Creek Project (hereinafter known as "Developer"); and

WHEREAS, the Saddle Creek Community Services District (hereinafter known as the "District") was formed to maintain certain facilities and provide certain services to residents of Saddle Creek; and

WHEREAS, the Developer desires to cause certain easements to be conveyed to the District; and

WHEREAS, the Easements to be conveyed are described more fully in Exhibit "A", "B", "C", "D" and "F" attached hereto and incorporated by reference herein; and

WHEREAS, the District desires to obtain such Easements for the public good;

NOW THEREFORE BE IT RESOLVED, that the District accepts the Grant of Easement delineated on the "Final Map of Saddle Creek Unit 5, Tract No. 94-545" (A.P.N. 55-085-24), and that the District President is hereby authorized execute all appropriate documentation on behalf of the District.

THE FOREGOING RESOLUTION was introduced at a regular meeting of the Saddle Creek Community Services District held on May 15, 2007, by Board Member Robert Kenyon, who moved its adoption, which was duly seconded by Board Member Dennis Merrill and the Resolution was adopted by the following vote:

AYES	4
NOES	0
ABSTAIN	0
ABSENT	1

-Seal-


Board V President Steve Marsden


CSD Clerk Phyllis Richards

CALIFORNIA ALL PURPOSE ACKNOWLEDGMENT

State of California)
)ss.
County of Calaveras)

On February 13, 2009 before me, Lori A. Flaming, Notary Public, personally appeared *Steve Marsden and Phyllis Richards* 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 *Lori A. Flaming* (Seal)



*Dont Have
original*

Recording Requested by:
Saddle Creek Community Services District

After Recordation, Mail to:
Saddle Creek C.S.D.
1000 Saddle Creek Drive
Copperopolis, CA 95228

No Recording Fee Required

A.P.N. 55-085-24

Space above this line for
Recorder's use.

**GRANT OF EASEMENT
EXHIBIT 'A'**

1. Castle Cooke Saddle Creek, Inc., A California Corporation (the "Grantor") is the party holding a record fee title or beneficial interest in all of that real property lying within the bounds of the Lot described in 3. below.
2. Saddle Creek Community Services District (the "Grantee"), desires to acquire a certain easements for the purpose of storm drainage purposes, as more particularly described in 3. below.
3. Storm Drainage Easements Within Common Lot A of Saddle Creek Unit 5:


Non-exclusive Storm Drainage Easements over, under, upon and across all that certain real property within Common Lot A, as the same is shown and delineated on that certain "Final Map Of Saddle Creek Unit 5, Tract No. 94-545", filed for record on June 5, 2006 in Book 8 of Subdivisions at Page 34, Document No 2006-10942, in the Office of the Calaveras County Recorder, State of California, said easements are more particularly described as follows:

Easements Nos. 1, 2, 3 and 4 as described in Exhibit 'B', attached hereto and part hereof.


4. This Grant of Easements is effective upon recording of this document.
5. On February 13, 2009, the District, by signature of the President set forth below, accepted this Grant of Easement.

GRANTOR:

CASTLE & COOKE SADDLE CREEK, INC.
A CALIFORNIA CORPORATION

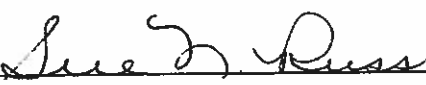
BY: 
DAVE HALEY, VICE PRESIDENT
INSTRUMENT NO. 1999 6517

April 16, 2007
DATE


BILLIE B. KANE, ADMINISTRATIVE MANAGER
INSTRUMENT NO. 1999 6517

April 16, 2007
DATE

GRANT OF EASEMENTS ACCEPTED:

BY: 
Sue N. Russ, PRESIDENT
SADDLE CREEK COMMUNITY SERVICES DISTRICT

2-13-09
DATE

ATTEST: 
BY: PHYLLIS Richards CLERK
SADDLE CREEK COMMUNITY SERVICES DISTRICT

2-13-09
DATE

ATTACH ACKNOWLEDGEMENTS

STATE OF CALIFORNIA
COUNTY OF Calaveras

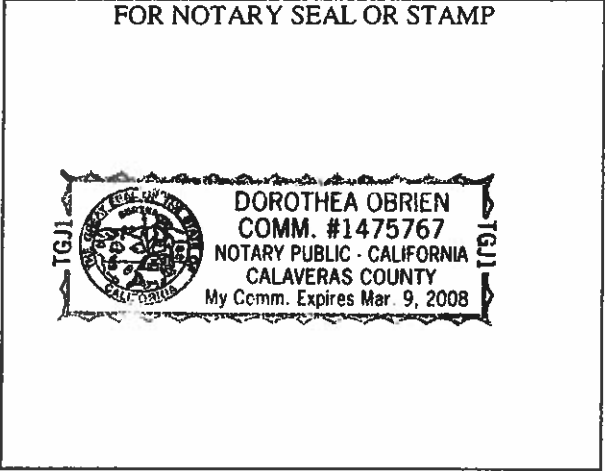
} ss:

On 4/16/07, before me, Dorothea OBrien Notary Public
a Notary Public in and for said County and State, personally
appeared DAVE HALBY AND BILLIE B. KANE

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.

WITNESS my hand and official seal.

Signature Dorothea O'Brien



STATE OF CALIFORNIA
COUNTY OF

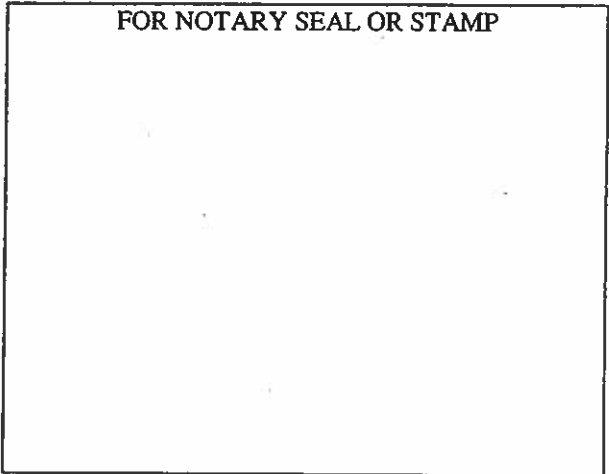
} ss:

On _____, before me, _____
a Notary Public in and for said County and State, personally
appeared _____

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.

WITNESS my hand and official seal.

Signature _____



CALIFORNIA ALL PURPOSE ACKNOWLEDGMENT

State of California)

)ss.

County of Calaveras)

On February 13, 2009 before me, Lori A. Flaming, Notary Public, personally appeared

Sue M. Musa and Phyllis Richards

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

Lori A. Flaming (Seal)

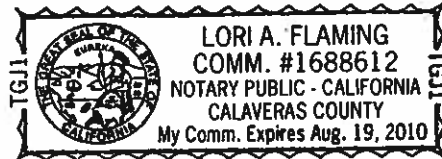


EXHIBIT 'B'

GRANT OF STORM DRAIN EASEMENTS WITHIN COMMON LOT A SADDLE CREEK UNIT 5

Portions of Common Lot A, as said lot is shown and delineated on the final map of Saddle Creek Unit No. 5, filed for record on June 8, 2006, in Book 8 of Subdivisions at Page 34, Document No. 2006-10942, in the office of the Calaveras County Recorder, State of California, said portions are more particularly described as follows:

Easement No. 1

A 15-foot wide strip of land, described as follows:

COMMENCING a the most Northerly corner of said Common Lot A, also being the most Southwest corner of Lot 411, as said lot is also shown and delineated on said final map, said corner being monumented by a 5/8-inch rebar, tagged LS 4626; thence, with bearings based on said final map, along the Southwesterly boundary of said Common Lot A, South 05°50'00" East 22.08 feet, South 36°00'00" East 84.44 feet and South 49°00'00" East 68.61 feet, to the true Point of Beginning and the most westerly corner of the herein described strip of land; thence, from said Point of Beginning, leaving said boundary, along the West easement line of said herein described strip of land, North 10°24'37" East 38.25 feet, to a point on the Southwesterly and terminating right-of-way line of Copper Glen Terrace, as said right-of-way line is also shown and delineated on said final map; thence, along said right-of-way line, non-tangent to said west line of said strip of land, southeasterly, along a curve to the left, beginning at a radial line to said curve, which bears South 49°11'05" West, having a radius of 50.00 feet, through a central angle (delta) of 19°43'58" and arc length of 17.22 feet, to the most easterly corner of the herein described strip of land; thence, leaving said right-of-way, along the east easement line of said strip of land, South 10°24'37" West 38.83 feet, to a point on said Southwesterly boundary line of said Common Lot A; thence, along said Southwesterly line, North 49°00'00" West 17.42 feet, to the Point of Beginning.

Easement No. 2

COMMENCING a the most Northerly corner of Lot 424, as said lot is also shown and delineated on said final map, said corner also being a point on the Southwesterly and terminating right-of-way line of Glen View Court, as said Court is also shown and delineated on said final map, said corner being monumented by a 5/8-inch rebar, tagged LS 4626; thence, with bearings based on said final map, along said right-of-way line, northwesterly, along a curve to the right, beginning at a radial line to said curve, which bears South 44°53'04" West, having a radius of 50.00 feet, through a central angle (delta) of 15°48'53" and an arc length of 13.80 feet, to the true Point of Beginning and the most southerly corner of said herein described parcel of land; thence, leaving said right-of-way

line along the Southwesterly easement line of the herein described parcel of land, North $49^{\circ}24'35''$ West 91.35 feet, to a point on the Southwesterly boundary line of said Common Lot A; thence, along said Southwesterly boundary North $44^{\circ}50'00''$ West 118.54 feet; thence leaving said Southwesterly boundary, along the Northwesterly easement line of the herein described parcel of land, North $52^{\circ}15'49''$ East 44.72, to a point on the Northeasterly easement line of the herein described parcel of land; thence, along said Northeasterly line, South $37^{\circ}44'11''$ East 15.00 feet, South $52^{\circ}15'49''$ West 35.97 feet and South $49^{\circ}24'35''$ East 171.78 feet, to a point on said Glen View Court right-of-way line; thence, along said right-of-way line, non-tangent to said Northeasterly line, southeasterly, along a curve to the left, beginning at a radial line to said curve, which bears North $89^{\circ}07'48''$ West, having a radius of 50.00 feet, through a central angle (delta) of $30^{\circ}10'15''$ and arc length of 26.33 feet, to the Point of Beginning.

Easement No. 3

A 15-foot wide strip of land, described as follows:

COMMENCING at the Southwest corner of Lot 439, as said lot is also shown on said final map also being an angle point corner on the Southerly boundary line of said Common Lot A, said corner being monumented by a 5/8-inch rebar, tagged LS 4626; thence, with bearings based on said final map, along the Southerly boundary of said Common Lot A, South $82^{\circ}00'31''$ West 18.38 feet, to the true Point of Beginning and the most Easterly corner of the herein described strip of land; thence, continuing along said Southerly line, South $82^{\circ}00'31''$ West 28.97 feet; thence, along the Southwesterly easement line of the herein described strip of land, North $66^{\circ}48'43''$ West 29.76 feet, to a point on the Southerly and terminating right-of-way line of Glen Side Court; thence, along said right-of-way line, non-tangent to said Southwesterly easement line, easterly, along a curve to the left, beginning at a radial line to said curve, which bears South $03^{\circ}50'13''$ West, having a radius of 50.00 feet, through a central angle (delta) of $30^{\circ}35'43''$ and arc length of 26.70 feet; thence, along the Northeasterly easement line of the herein described parcel of land, South $66^{\circ}48'43''$ East 32.85 feet to the Point of Beginning.

Easement No. 4

COMMENCING at the most Southerly corner of said Common Lot A, monumented by a 5/8-inch rebar, tagged LS 4626; thence, with bearings based on said final map, along the Southwesterly boundary line of said Common Lot A, North $49^{\circ}50'00''$ West 57.31 feet, to the true Point of Beginning and the Southeast corner of the herein described parcel of land; thence, continuing along said Southwesterly boundary line North $49^{\circ}50'00''$ West 11.77 feet, North $13^{\circ}50'00''$ East 61.30 and North $09^{\circ}50'00''$ West 14.35 feet; thence leaving said Southwesterly boundary along the West easement line of the herein described parcel of land, North $12^{\circ}53'30''$ East 70.92 feet and North $01^{\circ}27'29''$ East

87.25 feet to the Northwest corner of the herein described parcel of land; thence along the Northerly easement line, South 88°32'31 East 15.00 feet, to the Northeast corner of said parcel of land; thence, along the East easement line of the herein described parcel of land, 15 feet easterly and parallel to said West easement line; South 01°27'29" West 88.75 feet and South 12°53'30" West 152.34 feet, to the Point of Beginning.

The herein described easements are also shown and delineation on Exhibits C, D, E and F, attached hereto and made a part hereof.

End of Description

8/31/06
Sierra Engineering Associates



EXHIBIT 'C'

STORM DRAIN EASEMENT NO. 1

LYING WITHIN COMMON LOT A OF SADDLE CREEK UNIT 5
 FILED IN BOOK 8 OF SUBDIVISIONS AT PAGE 34, CALAVERAS COUNTY RECORDS.
 CALAVERAS COUNTY, CALIFORNIA
 AUGUST, 2006

PREPARED FOR:
 CASTLE & COOKE SADDLE CREEK, INC.

PREPARED BY:
 SIERRA ENGINEERING ASSOCIATES, LTD.
 130 E. SAINT CHARLES, P.O. BOX 279
 SAN ANDREAS, CA 95249
 (209) 754-4237

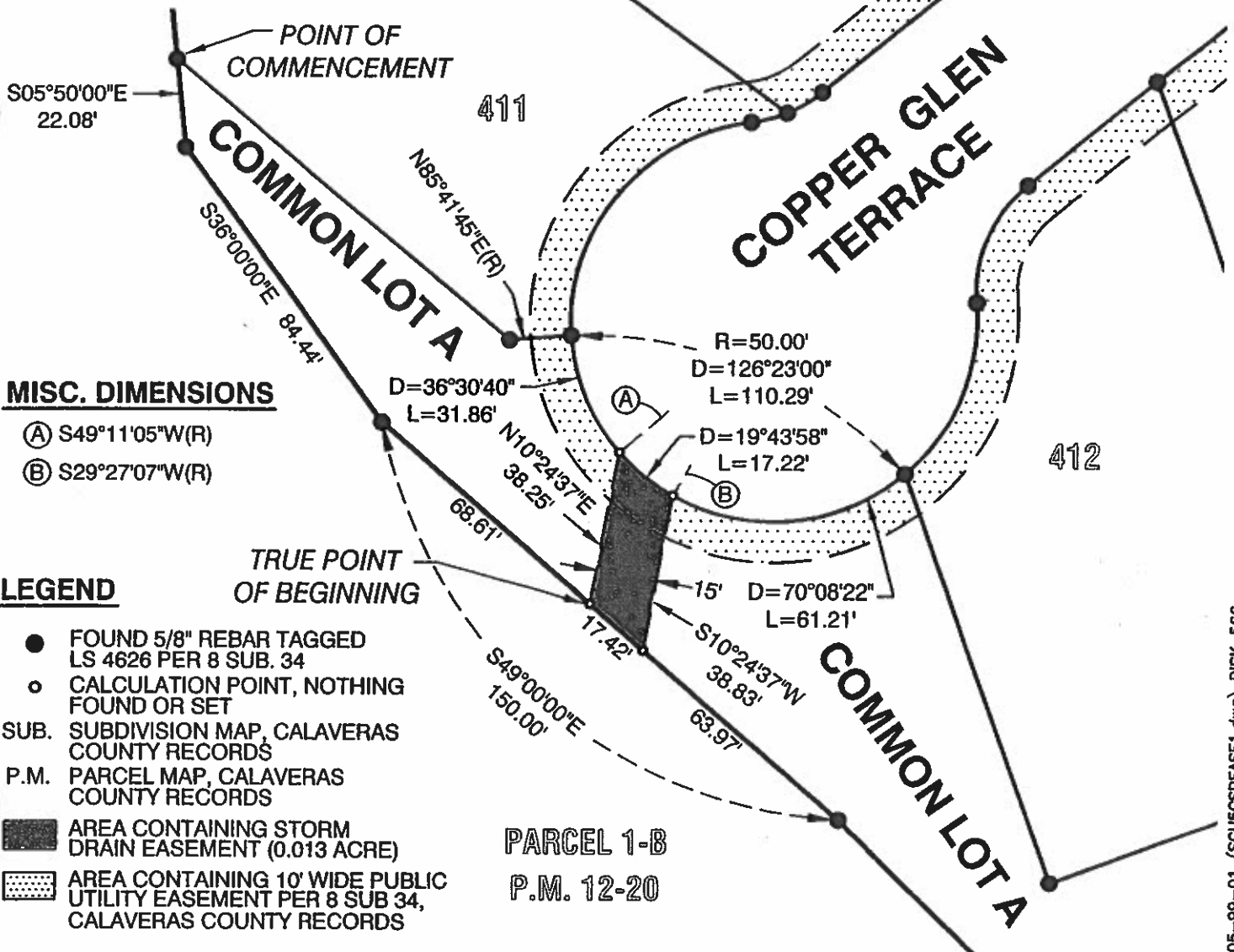
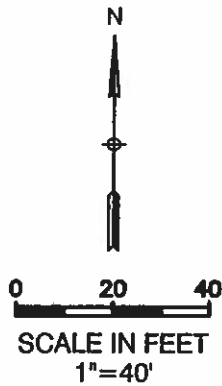


EXHIBIT 'E'

STORM DRAIN EASEMENT NO. 3

LYING WITHIN COMMON LOT A OF SADDLE CREEK UNIT 5
 FILED IN BOOK 8 OF SUBDIVISIONS AT PAGE 34, CALAVERAS COUNTY RECORDS.
 CALAVERAS COUNTY, CALIFORNIA
 AUGUST, 2006

PREPARED FOR:

CASTLE & COOKE SADDLE CREEK, INC.

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 130 E. SAINT CHARLES, P.O. BOX 279
 SAN ANDREAS, CA 95249
 (209) 754-4237

LEGEND

- FOUND 5/8" REBAR TAGGED
LS 4626 PER 8 SUB. 34
- CALCULATION POINT, NOTHING
FOUND OR SET
- SUB. SUBDIVISION MAP, CALAVERAS
COUNTY RECORDS
- P.M. PARCEL MAP, CALAVERAS
COUNTY RECORDS
- AREA CONTAINING STORM
DRAIN EASEMENT (0.010 ACRE)
- ▨ AREA CONTAINING 15' WIDE SANITARY
SEWER EASEMENT PER 8 SUB 34,
CALAVERAS COUNTY RECORDS
- ▩ AREA CONTAINING 10' WIDE PUBLIC
UTILITY EASEMENT PER 8 SUB 34,
CALAVERAS COUNTY RECORDS

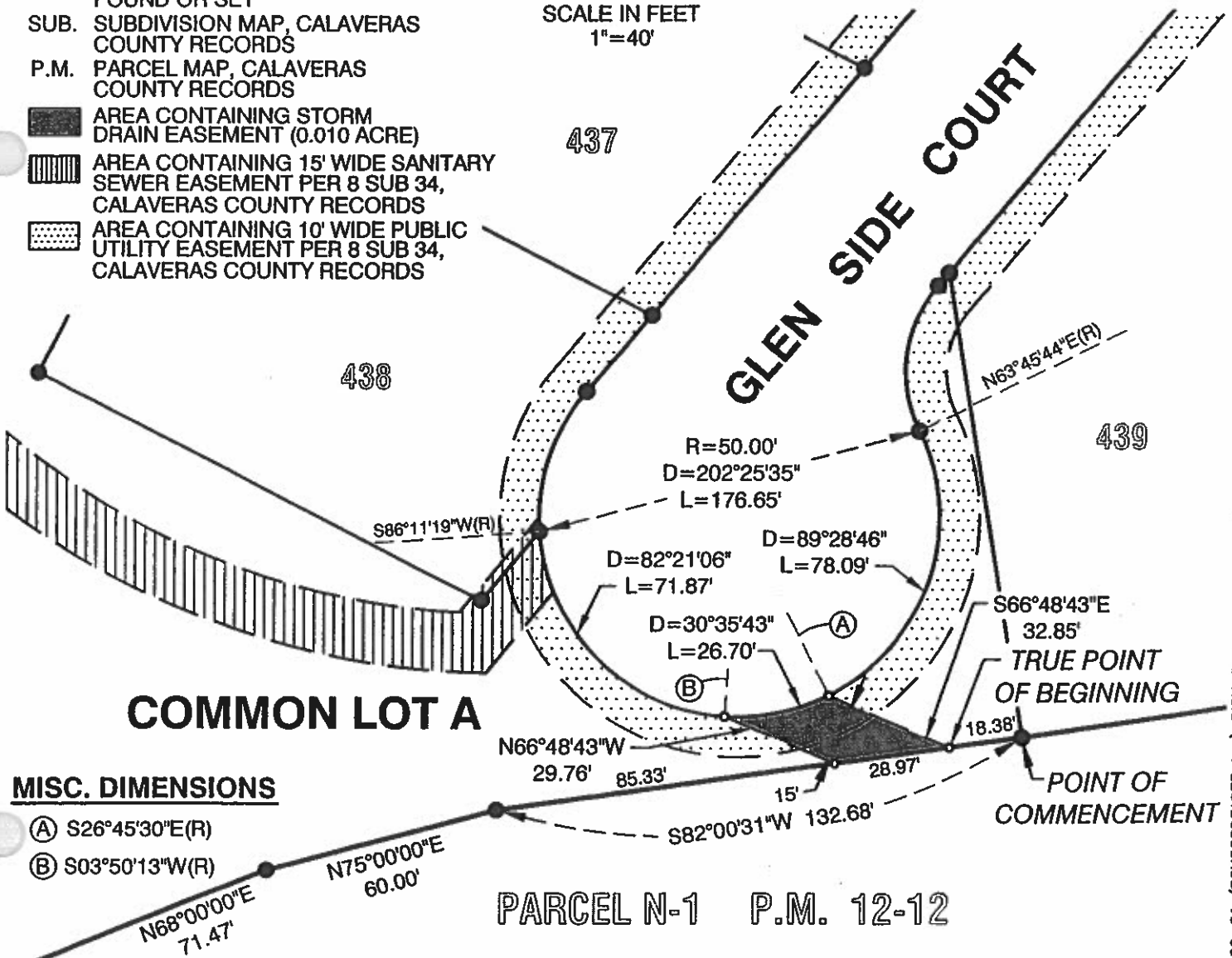
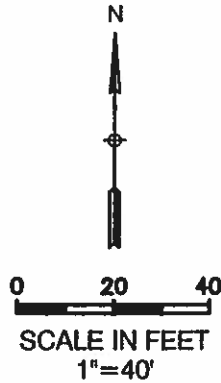


EXHIBIT 'F'

STORM DRAIN EASEMENT NO. 4

LYING WITHIN COMMON LOT A OF SADDLE CREEK UNIT 5
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 CALAVERAS COUNTY, CALIFORNIA
 AUGUST, 2006

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