

WHEN RECORDED MAIL TO:

Clerk to the Board Office, 1st Floor

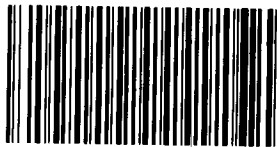
Monterey County Government Center

Salinas, CA 93901

Stephen L. Vagnini
Monterey County Recorder
Recorded at the request of
First American Title

CRLUPE
6/15/2011
13:14:01

DOCUMENT: **2011033362**



Titles: 1/ Pages: 5

Fees 24.00

Taxes

Other

AMT PAID
\$24.00

THI

DEED NOTIFICATION

Kenneth E. Wilkinson, Diane M. Wilkinson; Todd A. Wilkinson

05-24-11 No. 46

WHEN RECORDED MAIL TO:

Monterey County Health Department
Bureau of Environmental Health
Environmental Health Review
1270 Natividad Road
Salinas, CA. 93906

THIS SPACE FOR RECORDER'S USE ONLY

**DEED NOTIFICATION:
SOILS AND PERCOLATION REPORT**

Physical Property Address: 37525 Jolon Road
Monterey County Assessors Parcel Number: 423-041-030-000

NOTICE IS HEREBY PROVIDED AS FOLLOWS:

Recitals

- A. Kenneth E. Wilkinson, Diane M. Wilkinson and Todd A. Wilkinson are the owners (hereafter, "Property Owners") of that certain real property more particularly described in Exhibit A, attached hereto and incorporated herein by reference (hereafter, "Property").
- B. The County of Monterey, through the Monterey County Health Department, Environmental Health Bureau has required recordation of this deed notification to notify the Property Owners and all future owners of the Property of the requirement that all future development shall be in accordance with the soils and percolation testing report for the Property.
- C. The tentative map was subject to conditions of approval, including the following Environmental Health Bureau condition:
Condition 15: EH22 – DEED NOTIFICATION – PERC REPORT: A deed notification shall be recorded concurrently with the final/parcel map with the Monterey County Recorder which states: "A soils and percolation report has been prepared for this parcel by Mid-Coast Geotechnical, dated February 28, 2006, and is on record at the Division of Environmental Health, Monterey County, File Number PLN060640. All proposed development shall be in compliance with this report and the recommendations therein." (**Environmental Health**)
- D. This deed notification is intended to satisfy condition 15 by providing notice of the existing soil and percolation report for the Property.
- E. This deed notification is intended to run with the land and bind the Property Owners and all his/her successors and assigns.

NOW, THEREFORE, NOTICE IS HEREBY PROVIDED as follows:

1. A soils and percolation testing report has been prepared for the Property by Mid-Coast Geotechnical, Inc., dated February 28, 2006, and is on record with the Monterey County Health

Department, Bureau of Environmental Health. All future development shall be in accordance with this report and the recommendations therein.

2 This deed notification is hereby deemed and agreed by Property Owners to be a covenant running with the land, and shall bind Property Owners and all his/her assigns and successors in interest.

3. The Property Owners agrees to cause this deed notification to be recorded in the Office of the Recorder of the County of Monterey concurrently with recordation of the final map.

Property Owners' Signatures:

Kenneth E. Wilkinson
Kenneth E. Wilkinson, Property Owner

5-25-2011
Date

Diane M. Wilkinson
Diane M. Wilkinson, Property Owner

5-25-11
Date

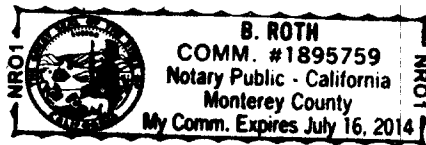
Todd A. Wilkinson
Todd A. Wilkinson, Property Owner

5-25-11
Date

STATE OF CALIFORNIA

COUNTY OF MONTEREY } ss.

On May 25, 2011 before me,
B. Roth, personally
appeared Kenneth E. Wilkinson, Diane M. Wilkinson, + Todd A. Wilkinson



_____, 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: B. Roth

Exhibit A

LEGAL DESCRIPTION

Real property in the unincorporated area of the County of Monterey, State of California, described as follows:

SITUATE IN TOWNSHIP 23 SOUTH, RANGE 8 EAST, M.D.M MONTEREY COUNTY, CALIFORNIA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL I:

THE SOUTH 1/2 OF THE SOUTHWEST 1/4 OF SECTION 5, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A FOUND 2 INCH IRON PIPE STANDING AT THE SOUTHWEST CORNER OF SECTION 5, AS SAID CORNER IS SHOWN ON THAT CERTAIN MAP FILED FOR RECORD IN VOLUME 13 OF "SURVEYS" AT PAGE 29, RECORDS OF MONTEREY COUNTY; THENCE FROM SAID POINT OF BEGINNING

- (1) N. 0° 23' 40" E., 1339.07 FEET; THENCE
- (2) S. 89° 19' 00" E., 2637.23 FEET; THENCE
- (3) S. 0° 26' 55" W., 1329.15 FEET; THENCE
- (4) N. 89° 31' 56" W., 2635.94 FEET TO THE POINT OF BEGINNING

EXCEPTING THEREFROM FIFTY PERCENT (50%) OF ALL OIL, GAS AND MINERAL RIGHTS IN AND TO SAID LAND BUT HEREBY RELINQUISH ALL OF THEIR RIGHTS OF ENTRY LYING ABOVE PLANE DISTANCE 500 FEET BELOW THE SURFACE THEREOF FOR THE PURPOSE OF EXPLORING FOR, DRILLING, DEVELOPING, PRODUCING, EXTRACTING, RECOVERING, TRANSPORTING AND REMOVING MINERALS, GAS, OILS, PETROLEUM, NAPHTHA AND OTHER HYDROCARBON SUBSTANCES SET FORTH IN THE DEED TO VITO ROTUNNO, SR., ET AL, RECORDED MAY 28, 1982 IN REEL 1556 OF OFFICIAL RECORDS OF MONTEREY COUNTY AT PAGE 53.

PARCEL II:

A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS OVER A PORTION OF THE EAST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 6, TOWNSHIP 23 SOUTH, RANGE 8 EAST, MOUNT DIABLO BASE AND MERIDIAN, MONTEREY COUNTY, CALIFORNIA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

LOCATING A FOUND 2 INCH IRON PIPE STANDING AT THE SOUTHEAST CORNER OF SECTION 6, AS SAID CORNER IS SHOWN ON THAT CERTAIN MAP FILED FOR RECORD IN VOLUME 13 OF "SURVEYS", AT PAGE 29, RECORDS OF MONTEREY COUNTY (HEREIN AFTER REFERRED TO AS POINT "A"); THENCE FROM SAID POINT OF REFERENCE CREATING TWO (2), ADDITIONAL, POINTS OF REFERENCE:

- (1) FROM POINT "A" N. 0° 23' 40" E., 20.0 FEET, ALONG THE EAST BOUNDARY OF SAID EAST 1/2 OF SOUTHEAST 1/4 OF SECTION 6, THUS LOCATING POINT "B" AND
- (2) FROM POINT "A" N. 89° 28' 13" E., 20.0 FEET, ALONG THE SOUTH BOUNDARY OF SAID EAST 1/2 OF SOUTHEAST 1/4 OF SECTION 6, THUS LOCATING POINT "C".

EASEMENT SHALL BEGIN AT POINT "A" NORTHERLY TO POINT "B" THENCE SOUTHWESTERLY TO POINT "C" THENCE EASTERLY TO THE POINT OF BEGINNING AND THEREBY CREATING A TRIANGULAR EASEMENT WHOLLY WITH THE EAST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 6, AND COLLINEAR ON TWO (2) SIDES WITH THE EAST AND SOUTH BOUNDARIES.

PARCEL III:

SITUATE IN TOWNSHIP 23 SOUTH, RANGE 8 EAST, M.D.M., MONTEREY COUNTY, CALIFORNIA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A NON-EXCLUSIVE EASEMENT FOR ROADWAY/UTILITY AND POLELINE EASEMENT AND THEIR APPURTENANCES ON, OVER, UNDER AND ACROSS A STRIP OF LAND TWENTY (20) FEET IN WIDTH WITH ITS CENTER BEING THE EASTERLY BORDER OF PARCELS 3 AND 4 WITH THE WESTERLY BORDER OF PARCELS 1 AND 2. AS SAID PARCELS ARE DESCRIBED IN THAT CERTAIN RECIPROCAL EASEMENT AGREEMENT RECORDED SEPTEMBER 26, 2000 UNDER RECORDER'S SERIES NO. 2000061228, OFFICIAL RECORDS, SAID EASEMENT TO RUN THE FULL CONTIGUOUS LENGTH OF SAID BORDER.

SAID EASEMENT IS LEGALLY DESCRIBED AS FOLLOWS:

THE CENTER POINT OF THE EASEMENT BEGINNING AT THE NORTHWEST CORNER OF SECTION 5 WHERE IT ADJOINS THE NORTHEAST CORNER OF SECTION 6 AND CONTINUING IN A SOUTHERLY DIRECTION ALONG THE BORDER UNTIL REACHING THE SOUTHWEST CORNER OF SECTION 5, ADJOINING THE SOUTHEAST CORNER OF SECTION 6. SAID CORNERS AND SAID BORDERS ARE SHOWN ON THAT CERTAIN MAP FILED FOR RECORD IN VOLUME 12 OF SURVEYS, AT PAGE 159, RECORDS OF MONTEREY COUNTY.

APN: 423-041-030-000

END OF DOCUMENT

EXHIBIT A
PAGE 2 OF 2 PAGES