



# Monterey County

168 West Alisal Street,  
1st Floor  
Salinas, CA 93901  
831.755.5066

## Board Order

Upon motion of Supervisor Salinas, seconded by Supervisor Armenta, and carried by those members present, the Board of Supervisors hereby:

- a. Approved and authorized the Chair to execute a Grant of Easement for Private Fence over a portion of APN 031-161-013 to UCP East Garrison, LLC, a Delaware limited liability company for purpose of constructing and maintaining this private fence in conjunction with the East Garrison Development Project on the former Fort Ord; and
- b. Authorized the Director of Public Works to submit the executed Grant of Easement for Private Fence to the County Recorder for recordation.

PASSED AND ADOPTED on this 28th day of August 2012, by the following vote, to-wit:

AYES: Supervisors Armenta, Calcagno, Salinas, Parker, and Potter

NOES: None

ABSENT: None

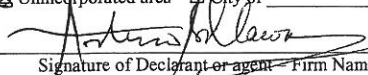
I, Gail T. Borkowski, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 76 for the meeting on August 28, 2012.

Dated: September 11, 2012  
File Number: 12-720

Gail T. Borkowski, Clerk of the Board of Supervisors  
County of Monterey, State of California

By Denise Hancock  
Deputy

**RECORDING REQUESTED BY AND )**  
**WHEN RECORDED MAIL TO: )**  
County of Monterey )  
Resource Management Agency )  
Department of Public Works )  
168 West Alisal Street 2nd Floor )  
Salinas CA 93901 )

THE UNDERSIGNED GRANTOR(S) DECLARE(S)  
DOCUMENTARY TRANSFER TAX is \$0.00 PER TX CODE 11911 (R) CONVEYANCE  
 Computed on full value of property conveyed, or <sup>OF EASEMENT FOR VALUE LESS THAN \$100</sup>  
 Computed on full value less value of liens or encumbrances remaining at time of sale,  
 Unincorporated area  City of \_\_\_\_\_  
 07/31/2012  
\_\_\_\_\_  
Signature of Declarant or agent Firm Name

Space above this line for Recorder's use

## GRANT OF EASEMENT FOR PRIVATE FENCE

APN No.: 031-161-013


FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

**GRANTOR:** that the COUNTY OF MONTEREY (a Body politic and corporate) of the State of California, ("County"), as the party having record title interest in the subject property as conveyed through the Quitclaim Deed recorded on March 9, 2007 at Document No. 2007019528, Official Records of Monterey County, said property otherwise being known as Assessors Parcel No. 031-161-013, does hereby Grant to

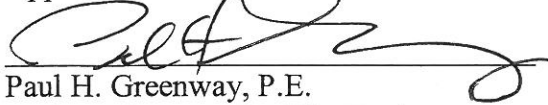
**GRANTEE:** UCP EAST GARRISON, LLC (A DELAWARE LIMITED LIABILITY COMPANY) an EASEMENT for the purpose of constructing and maintaining a private fence over and on that real property located in the County of Monterey described in Exhibit "A" attached hereto and made a part hereof.

This Grant of Easement for Private Fence is executed on this 28 day of August, 2012.

GRANTOR  
County of Monterey

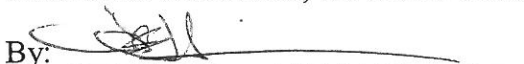
  
\_\_\_\_\_  
Dave Potter  
Chair, Board of Supervisors

Approved as to content:

  
\_\_\_\_\_  
Paul H. Greenway, P.E.  
Acting Director of Public Works

Approved as to form:

CHARLES J. MCKEE, COUNTY COUNSEL

By:   
\_\_\_\_\_  
Jesse A. Avila  
Deputy County Counsel

ACKNOWLEDGMENT

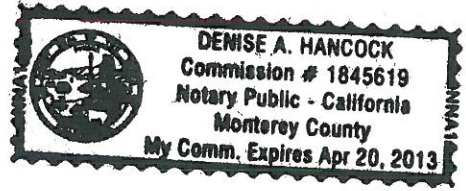
STATE OF CALIFORNIA }  
COUNTY OF Monterey }

On August 28, 2012 before me, Denise A. Hancock Notary  
personally appeared Dave Potter

~~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 their 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 Denise A. Hancock

Place Notary Seal Above

**EXHIBIT A  
LEGAL DESCRIPTION  
10' FENCE EASEMENT  
BEING A PORTION OF PARCEL 2 (28 SURVEYS 144)  
AND PARCEL 2 (20 SURVEYS 110)  
MONTEREY COUNTY, CALIFORNIA**

Certain real property situate in Monterey City Lands Tract No. 1, County of Monterey, State of California, described as follows:

Being a portion of Parcel 2, as said Parcel 2 is shown and so designated on that certain Record of Survey recorded August 16, 2006, in Volume 28 of Surveys at Page 144, in the office of the county recorder of Monterey County, and a portion of Parcel 2 as said Parcel 2 is shown and so designated on that certain Record of Survey recorded January 31, 1997, in Volume 20 of Surveys at Page 110 in said office of the county recorder of Monterey County, more particularly described as follows:

Beginning at the eastern corner of Parcel 2 (28 surveys 144), said point being the southerly boundary of said Parcel 2 (20 surveys 110); thence, from said **Point of Beginning**, leaving said eastern line

- 1) North 32°14'08" East 18.30 feet; thence
- 2) North 57°45'52" West 10.00 feet; thence
- 3) South 32°14'08" West 18.30 feet to a point on the northeastern line of said Parcel 2 (28 surveys 144); thence leaving said northeastern line and along a line parallel with and 10.00 feet northwesterly of, measured at right angles, from the eastern line of said Parcel 2 (28 surveys 144)
- 4) South 32°14'23" West 1,282.30 feet; thence, leaving said parallel line
- 5) South 04°58'50" West 21.83 feet to a point on said northwestern line; thence, along said northwestern line
- 6) North 32°14'23" East 1301.71 feet to said **Point of Beginning**.

**EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL OF LAND:**

**Commencing** at the eastern corner of said Parcel 2 (28 surveys 144); thence, from said **Point of Commencement**, along the eastern line of said Parcel 2

- 7) South 32°14'23" West 628.23 feet to the **Point of Beginning** for this description; thence, from said **Point of Beginning**

- 8) South  $32^{\circ}14'23''$  West 80.07 feet; thence leaving said eastern line
- 9) Along the arc of a non-tangent 210.00 foot radius curve to the left, from which the center of said curve bears South  $29^{\circ}20'20''$  West, through a central angle of  $02^{\circ}44'10''$ , an arc distance of 10.03 feet; thence along a line parallel with and 10.00 feet northwesterly of, measured at right angles, from the eastern line of said Parcel 2 (28 surveys 144)
- 10) North  $32^{\circ}14'23''$  East 80.28 feet; thence leaving said parallel line
- 11) Along an arc a non-tangent 290.00 foot radius curve to the right, from which the center of said curve bears South  $28^{\circ}09'39''$  West, through a central angle of  $01^{\circ}58'43''$ , an arc distance of 10.02 feet to said **Point of Beginning**.

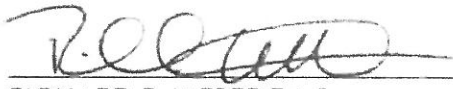
Containing 12,302 square feet of land, more or less.

Attached hereto is a plat to accompany legal description, and by this reference made a part hereof.

**END OF DESCRIPTION**

PREPARED BY:

WHITSON ENGINEERS



RICHARD P. WEBER P.L.S.  
L.S. NO. 8002



Job No.: 2615.05

**RESERVATION ROAD**  
**PARCEL 2 (20 SUR 110)**

N57°45'52"W

POINT OF BEGINNING

PARCEL 2  
 (28 SUR 144)

10' FENCE  
 EASEMENT  
 12,302 SF±  
 (TOTAL)

**FUTURE INTER-GARRISON ROAD**

TRACT 1489  
 (24 C&T 7)

LINE TABLE		
NO.	BEARING	LENGTH
1	N32°14'08"E	18.30'
2	N57°45'52"W	10.00'
3	S32°14'08"W	18.30'
8	S32°14'23"E	80.07'
10	N32°14'23"W	80.28'

CURVE TABLE			
NO.	RADIUS	DELTA	LENGTH
11	290.00'	1°58'43"	10.02'

PARCEL 1  
 (28 SUR 144)

S28°09'39"W(R)

FUTURE ROADWAY  
 EASEMENT  
 (NOT A PART)

SEE SHEET 2



**EXHIBIT 'B'**  
**PORTIONS OF PARCEL 2 (28 SURVEYS 144)**  
**AND PARCEL 2 (20 SURVEYS 110)**



	<b>10' FENCE EASEMENT</b>		DATE: NOV. 17, 2011	SHEET
	MONTEREY COUNTY	CALIFORNIA	SCALE: 1" = 100'	<b>1</b>
	<b>PLAT TO ACCOMPANY LEGAL DESCRIPTION</b>		DRAWN: APH	
	DRAWING PATH: I:\Monterey Projects\2615\Survey\Plat & Legals\Plots\Plat-005a.dwg		CHECKED: RPW	
			PROJECT No. 2615.05	OF 2

**RESERVATION ROAD**

PARCEL 2 (20 SUR 110)

N57°45'52"W

POINT OF BEGINNING

SEE SHEET 1

S29°20'20"W(R)

TRACT 1489  
(24 C&T 7)

**FUTURE INTER-GARRISON ROAD**

LINE TABLE		
NO.	BEARING	LENGTH
5	S04°58'50"W	21.83'
8	S32°14'23"W	80.07'
10	N32°14'23"E	80.28'

CURVE TABLE			
NO.	RADIUS	DELTA	LENGTH
9	210.00'	2°44'10"	10.03'

PARCEL 2  
(28 SUR 144)

PARCEL 1  
(28 SUR 144)

1282.30'(T)(4)  
S32°14'23"W 573.25'  
N32°14'23"E 593.41'  
1301.71'(T)(6)

10' FENCE  
EASEMENT  
12,302 SF±  
(TOTAL)



**EXHIBIT 'B'**

**PORTIONS OF PARCEL 2 (28 SURVEYS 144)  
AND PARCEL 2 (20 SURVEYS 110)**



**10' FENCE EASEMENT**

MONTEREY COUNTY

CALIFORNIA

**PLAT TO ACCOMPANY LEGAL DESCRIPTION**

DRAWING PATH: I:\Monterey Projects\2615\Survey\Plat & Legals\Plots\Plat-005b.dwg

DATE: NOV. 17, 2011

SCALE: 1" = 100'

DRAWN: APH

CHECKED: RPW

PROJECT No. 2615.05

SHEET

**2**

OF 2


ACCEPTANCE AND CONSENT TO RECORDATION

This is to certify that the interest in real property conveyed by the Grant of Easement for Private Fence dated May 1, 2012 from the COUNTY OF MONTEREY (a body politic and corporate) of the State of California, to the UCP EAST GARRISON, LLC, (a Delaware limited liability company) is hereby accepted, and the grantee consents to recordation thereof by its duly authorized officer.

GRANTEE  
UCP East Garrison, LLC,  
a Delaware limited liability company

By: UCP, LLC, a Delaware limited liability company  
Its: Sole Member

Dated: 4.20.12

By:   
Name: Dustin Bogue  
Title: COO

ACKNOWLEDGEMENT

STATE OF CALIFORNIA )  
 ) SS.

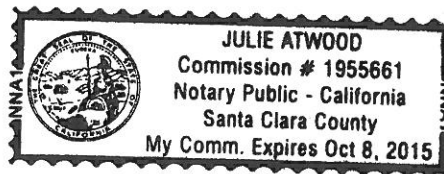
*JA* COUNTY OF ~~MONTEREY~~ )  
Santa Clara

On April 26, 2012 before me, Julie Atwood,  
a Notary Public, personally appeared Dustin Bogue,  
who proved to me on the basis of satisfactory evidence to be the person(x) whose name(x) is/~~are~~  
subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same  
in his/~~her/their~~ authorized capacity(~~s~~), and that by his/~~her/their~~ signature(~~s~~) on the instrument  
the person(x), or the entity upon behalf of which the person(x) 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 Julie Atwood



(Seal)