

**TO:** James L. App, City Manager  
**FROM:** Doug Monn, Public Works Director  
**SUBJECT:** Accept a Grant of Easement  
**DATE:** May 2, 2006

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**NEEDS:** For the City Council to consider adopting Resolution No. 06-xx accepting a Grant of Easement located along the northern border of APN 009-631-017.

**FACTS:**

1. The City needs to install a waterline to address fireflow needs at the south City limits.
2. The pipeline will begin at the Thunderbird well fields and proceed easterly in an existing easement within property owned by Clay Running (APN 009-631-017).
3. Clay Running has agreed to grant the easement needed and signed the attached Grant of Easement Deed.

**ANALYSIS  
AND**

**CONCLUSION:** To facilitate installation of the waterline, an air vacuum release valve is needed at the portion of the line within the Paris Precision property. The City Council will need to adopt the attached Resolution accepting the Grant of Easement and direct staff to record the Deed.

**POLICY**

**REFERENCE:** Adopted Capital Improvement Project budget.

**FISCAL**

**IMPACT:** There is no fiscal impact for this action.

**OPTIONS:**

- a. Adopt Resolution No. 06-xx accepting the Grant of Easement from Clay Running and authorize recordation of the Deed.
- b. Amend, modify, or reject the above option.

Prepared by: Ditas Esperanza, P.E., Capital Projects Engineer

Attachments (2):

1. Resolution
2. Grant Deed

RECORDING REQUESTED BY AND  
WHEN RECORDED RETURN TO:

The City of El Paso de Robles  
Public Works Department  
1000 Spring Street  
Paso Robles, CA 93446

Attn.: Ditas Esperanza

**FOR RECORDERS USE ONLY**

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RESOLUTION NO. 06-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES  
ACCEPTING A GRANT OF EASEMENT TO CERTAIN PROPERTY  
AND AUTHORIZING AND DIRECTING THE CITY CLERK TO RECORD THE SAME  
WITH THE RECORDER OF THE COUNTY OF SAN LUIS OBISPO

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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES AS  
FOLLOWS:

SECTION 1. The City of El Paso de Robles does hereby accept a Grant of Easement to certain property within the City executed by Clay Running. A true and correct copy of the deed is attached hereto as Exhibits "A" and "B" and hereby incorporated by reference.

SECTION 2. The City Clerk is hereby authorized and directed to record the deed in the office of the County Recorder of the County of San Luis Obispo.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 2nd day of May 2006 by the following vote:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

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Frank R. Mecham, Mayor

ATTEST:

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Cathy M. David, Deputy City Clerk

RECORDING REQUESTED BY AND  
WHEN RECORDED RETURN TO:

**DITAS ESPERANZA  
CITY OF EL PASO DE ROBLES  
1000 SPRING STREET  
PASO ROBLES, CA 93446**

Escrow No. \_\_\_\_\_  
Title Order No. \_\_\_\_\_

SPACE ABOVE THIS LINE FOR RECORDER'S USE

## GRANT OF EASEMENT

The undersigned grantor(s) declare(s):

Documentary transfer tax is \$ -0-

A.P.N. 009-631-017

- ( ) computed on full value of property conveyed, or  
( ) computed on full value less value of liens and encumbrances remaining at time of sale.  
( ) Unincorporated area: ( X ) City of El Paso de Robles, and Clay Running

By this instrument dated March 6, 2006, for a valuable consideration

**Clay Running**

hereby GRANTS to the City of El Paso de Robles, the following described real property in the City of El Paso de Robles, County of San Luis Obispo, State of California, as an easement for the purpose of installing waterline facilities:

***See attached Exhibit "A" and "B"***

  
Clay Running

**NOTE: SIGNATURES MUST BE NOTARIZED**

**PLEASE ATTACH PROPER NOTARY CERTIFICATE**

MAIL TAX STATEMENTS TO PARTY SHOWN ON FOLLOWING LINE; IF NO PARTY IS SHOWN, MAIL DIRECTED ABOVE.

Name: \_\_\_\_\_ Street Address: \_\_\_\_\_ City/State/Zip: \_\_\_\_\_

State of California

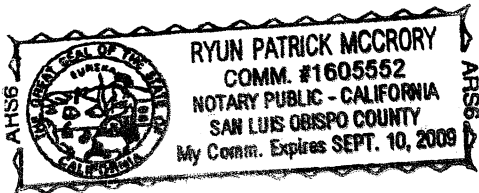
County of San Luis Obispo

On April 3<sup>rd</sup> 2006 before me, Ryun Patrick McCorry, Notary Public  
(DATE) (NAME/TITLE OF OFFICER-i.e. \*JANE DOE, NOTARY PUBLIC\*)

personally appeared Clay Running  
(NAME(S) OF SIGNER(S))

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.

(SEAL)

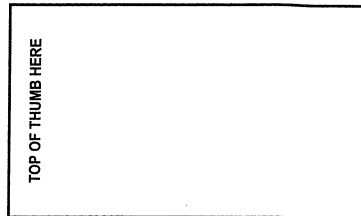
[Signature]  
(SIGNATURE OF NOTARY)

ATTENTION NOTARY

The information requested below and in the column to the right is OPTIONAL. Recording of this document is not required by law and is also optional. It could, however, prevent fraudulent attachment of this certificate to any unauthorized document.

THIS CERTIFICATE MUST BE ATTACHED TO THE DOCUMENT DESCRIBED AT RIGHT:  
Title or Type of Document \_\_\_\_\_  
Number of Pages \_\_\_\_\_ Date of Document \_\_\_\_\_  
Signer(s) Other Than Named Above \_\_\_\_\_

RIGHT THUMBPRINT (Optional)



CAPACITY CLAIMED BY SIGNER(S)

- INDIVIDUAL(S)
- CORPORATE \_\_\_\_\_

OFFICER(S) \_\_\_\_\_ (TITLES)

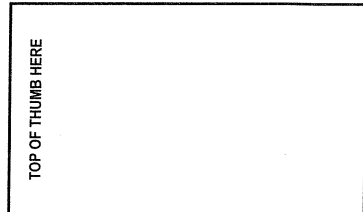
- PARTNER(S)  LIMITED  GENERAL
- ATTORNEY IN FACT
- TRUSTEE(S)
- GUARDIAN/CONSERVATOR
- OTHER: \_\_\_\_\_

SIGNER IS REPRESENTING:

(Name of Person(s) or Entity(ies))

\_\_\_\_\_  
\_\_\_\_\_

RIGHT THUMBPRINT (Optional)



CAPACITY CLAIMED BY SIGNER(S)

- INDIVIDUAL(S)
- CORPORATE \_\_\_\_\_

OFFICER(S) \_\_\_\_\_ (TITLES)

- PARTNER(S)  LIMITED  GENERAL
- ATTORNEY IN FACT
- TRUSTEE(S)
- GUARDIAN/CONSERVATOR
- OTHER: \_\_\_\_\_

SIGNER IS REPRESENTING:

(Name of Person(s) or Entity(ies))

\_\_\_\_\_  
\_\_\_\_\_

CITY OF EL PASO DE ROBLES  
THEATRE DRIVE TRANSMISSION MAIN EASEMENT

EXHIBIT A

A PORTION OF LOT 3 OF THE SUBDIVISION OF A PART OF THE RANCHO PASO DE ROBLES, IN THE CITY OF PASO ROBLES, COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA, AS DESIGNATED ON THE MAP ENTITLED, "MAP OF THE SUBDIVISION OF A PART OF THE RANCHO PASO DE ROBLES", FILED OCTOBER 22ND, 1886 IN BOOK A, AT PAGE 164 OF MAPS, WITH THE RECORDER FOR SAID COUNTY; BEING A PORTION OF THE LAND CONVEYED TO BRV, INC., A CALIFORNIA CORPORATION BY GRANT DEED RECORDED MARCH 20, 1998, FILED AS DOCUMENT NUMBER: 1998-015376 OF OFFICIAL RECORDS IN THE OFFICE OF THE RECORDER FOR SAID COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A FOUND 3/4" IRON PIPE TAGGED RCE 6923, ACCEPTED AS MARKING THE SOUTHEAST CORNER OF THE LAND CONVEYED TO BRV, INC., AS SHOWN ON THAT RECORD OF SURVEY RECORDED MAY 1, 1992, FILED IN BOOK 67 AT PAGE 96 OF LICENSED SURVEYS IN THE OFFICE OF THE RECORDER OF SAID COUNTY, FROM WHICH A FOUND 5/8" REBAR TAGGED LS 5571, ACCEPTED AS MARKING THE SOUTHWEST CORNER OF SAID LAND CONVEYED TO BRV, INC., BEARS NORTH 88° 01' 04" WEST, 419.49 FEET (NORTH 89° 25' 32" WEST 419.35 FEET PER SAID RECORD OF SURVEY);

THENCE, ALONG THE EASTERLY LINE OF SAID LAND CONVEYED TO BRV, INC., NORTH 03° 44' 25: EAST, 853.27 (NORTH 02° 18' 17" EAST 853.30 FEET PER SAID RECORD OF SURVEY) TO THE NORTHEAST CORNER OF SAID LAND CONVEYED TO BRV, INC.;

THENCE, ALONG THE NORTHERLY LINE OF SAID LAND CONVEYED TO BRV, INC., NORTH 87° 50' 02" WEST, 78.50 FEET;

THENCE, DEPARTING SAID NORTHERLY LINE SOUTH 02° 09' 58" WEST 24.00 FEET; TO A POINT ON THE SOUTHERLY LINE OF AN EXISTING PUBLIC UTILITY EASEMENT, SAID POINT BEING THE TRUE POINT OF BEGINNING;

THENCE DEPARTING SAID SOUTHERLY LINE SOUTH 02° 09' 58" WEST A DISTANCE OF 10.00 FEET;

THENCE NORTH 87° 50' 02" WEST A DISTANCE OF 10.00 FEET;

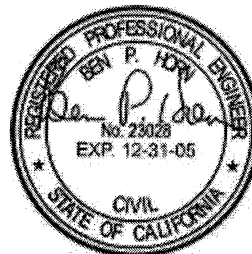
THENCE NORTH 02° 09' 58" EAST A DISTANCE OF 10.00 FEET, TO A POINT ON SAID SOUTHERLY LINE OF EXISTING PUBLIC UTILITY EASEMENT;

THENCE A SOUTH 87° 50' 02" EAST ALONG SAID SOUTHERLY EASEMENT LINE A DISTANCE OF 10.00 FEET, TO THE TRUE POINT OF BEGINNING.

SAID EASEMENT CONTAINS 100 SQUARE FEET.

PREPARED BY BOYLE ENGINEERING CORPORATION

Ben P. Horn, PE  
Managing Engineer  
November 29, 2005



PARCEL 1, CO-76-485

TRUE POINT OF BEGINNING

NE COR PTN LOT 3  
RANCHO PASO ROBLES

EXISTING 24'  
UTILITY EASEMENT

10' EASEMENT

EXISTING 30'  
SEWER EASEMENT

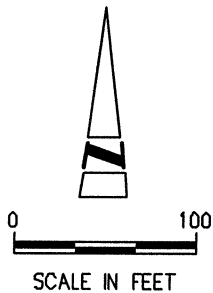
100

- ① N 03°44'25" E - 853.27'
- ② N 87°50'02" W - 78.50'
- ③ N 02°09'58" W - 24.00'
- ④ N 02°09'58" W - 10.00'
- ⑤ N 87°50'02" W - 10.00'
- ⑥ N 02°09'58" W - 10.00'
- ⑦ N 87°50'02" W - 10.00'

RAMADA DRIVE

PORTION LOT 3 RANCHO  
PASO ROBLES 1998-015376

UNION PACIFIC RAILROAD



SW COR PTN LOT 3  
RANCHO PASO ROBLES  
5/8" I.P., LS 5571  
PER 67/LS/96

POINT OF COMMENCEMENT  
SE COR PTN LOT 3  
RANCHO PASO ROBLES  
3/4" I.P., RCE 6923  
PER 67/LS/96

LOT 4 RANCHO  
PASO ROBLES

CITY OF EL PASO DE ROBLES  
PUBLIC WORKS DEPARTMENT

EXHIBIT

THEATRE DRIVE  
TRANSMISSION MAIN EASEMENT

B

BOYLE ENGINEERING CORPORATION

DATE:  
NOV. 28, 2005

DWG. No.  
L1692