

RESOLUTION NO. 1696

A RESOLUTION ACCEPTING CERTAIN PROPERTY  
FOR CONSTRUCTION, REPLACEMENT & MAINTENANCE  
OF PIPES & OTHER FACILITIES

WHEREAS, the Council has received a Grant of Easement executed by GORDON LEE STEWART and BARBARA JEANNE STEWART granting a portion of Villa Lot 5; and

WHEREAS, said property is being acquired for the purpose of constructing, replacing and maintaining pipes and other facilities for the transmission of sanitary sewage and other related uses.

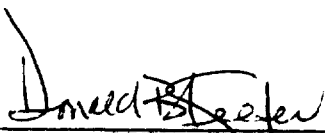
BE, AND IT IS HEREBY RESOLVED by the City of El Paso de Robles, as follows:

That the Grant of Easement to said property is hereby accepted and the City of El Paso de Robles consents to recordation of said Easement by its duly authorized officer. A copy of the description of said parcel is attached hereto as Exhibit "A".

PASSED AND ADOPTED this 4th day of December, 1972.

  
MAYOR

ATTEST:

  
CITY CLERK

FOR A VALUABLE CONSIDERATION receipt of which is hereby acknowledged,

Gordon Lee Stewart and Barbara Jeanne Stewart

do hereby grant to the CITY OF EL PASO DE ROBLES, a municipal corporation, an easement for the purpose of constructing, replacing and maintaining pipes and other facilities for the transmission of sanitary sewage over, under and across the following described property:

A ten-foot wide strip of land across a portion of Villa Lot 5, as recorded in Book A of Maps, Page 169, on file in the San Luis Obispo County Recorder's office in the State of California. The centerline of said strip of land being described as follows:

Commencing at the Southwesterly corner of Lot 5, Tract 38, as said lot is shown in Book 5 of Maps, Page 57, records of San Luis Obispo County; thence along the Southerly line of said Lot 5, N 69°05'00" E, 35.00 feet; thence S 20°55'00" E, 15.00 feet; thence along a tangent curve to the left whose radius is 204.54 feet through a central angle of 7°01'13" for an arc length of 25.06 feet to the point of beginning; thence continuing along said tangent curve whose radius is 204.54 feet through a central angle of 30°15'47" for an arc length of 108.04 feet; thence S 58°12'00" E, 235.72 feet, more or less to the Easterly line of said Villa Lot 5 and the terminus of this easement.

This easement is granted on the following terms and conditions and the grantee herein, by acceptance of this grant of easement, expressly agrees on behalf of itself and its successors and assigns to each of said terms and conditions:

- (1) All utilities and facilities for the transmission of sewage shall be normally located above and below the surface of the ground.
- (2) Nothing herein contained shall prohibit the grantors or their successors in interest from leasing or developing any portion of the land they have retained for the purpose of exploration or production of oil, gas or other hydrocarbon substances, or any minerals of any nature whatsoever.
- (3) Grantors herein covenant and agree not to place any permanent structures, such as barns, grain tanks, or other buildings on the above described easement, although grantors expressly reserve unto themselves and their successors in interest the privilege of fencing any and all portions of said easement and using any of said easement for farming or allied operations.

IN WITNESS WHEREOF, we have hereunto set our hand this 3rd day of November 19 72 .

Gordon Lee Stewart  
Gordon Lee Stewart

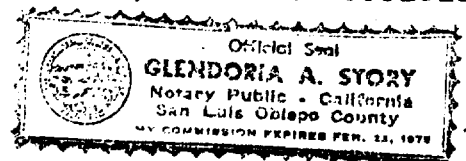
Barbara Jeanne Stewart  
Barbara Jeanne Stewart

STATE OF CALIFORNIA )  
COUNTY OF San Luis Obispo ) SS

On this 3rd day of November, 19 72, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Gordon Lee Stewart and Barbara Jeanne Stewart

known to me to be the person/persons described in and whose names are subscribe to the foregoing instrument and acknowledged to me that they executed the same.

WITNESS my hand and official seal.



Glendoria A. Story  
Notary Public in and for said County and State.  
Glendoria A. Story, Secretary