

*File*

Recording Requested and When  
Recorded Return to:  
City Clerk's Office  
P.O. Box 307  
Paso Robles, CA 93447

APR 18 1990

FRANCIS M. COONEY  
County Clerk-Recorder  
TIME 11:15 AM

**RESOLUTION NO. 90-44**

**A RESOLUTION OF THE CITY COUNCIL  
OF THE CITY OF PASO ROBLES  
ACCEPTING A GRANT DEED OFFERING AN EASEMENT  
BY HILL TOP DEVELOPERS FOR THE PURPOSE OF  
SEWER ACCESS TO THE MEADOWLARK SEWER MAIN**

**WHEREAS**, The Council has received a Grant Deed offering an easement from Hill Top Developers; and

**WHEREAS**, said property is being offered as a sewer access easement for the Meadowlark Sewer Main.

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

The City of El Paso de Robles hereby accepts said Grant Deed and the terms of the acquisition and consents to the recordation of said Deed by its duly authorized officers.

**BE IT FURTHER RESOLVED**, that the City Clerk of the City of El Paso de Robles cause a certified copy of this Resolution to be recorded in the Office of the County Recorder of San Luis Obispo County, State of California.

**PASSED AND ADOPTED** by the City Council of the City of Paso Robles, this 3rd day of April, 1990 on the following vote:

**AYES:** Conway, Cousins, Russell and Martin  
**NOES:** None  
**ABSENT:** Reneau

*Steven W. Martin*  
\_\_\_\_\_  
Steven W. Martin, Mayor

ATTEST:

*Jerry Bankston*  
\_\_\_\_\_  
Jerry Bankston, City Clerk



STATE OF CALIFORNIA )  
COUNTY OF SAN LUIS OBISPO ) ss.  
CITY OF EL PASO DE ROBLES )

I,.....Jerry Bankston....., City Clerk/Deputy City Clerk of the City of El Paso de Robles, California, do hereby certify that the foregoing .....Resolution No. 90-44.... was duly and regularly adopted, passed and approved by the City Council of the City of El Paso de Robles, California, at a...regular..... meeting of said City Council held at the regular meeting place thereof, on the .....3rd..... day of .....April....., 1990....., by the following vote:

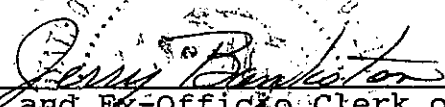
AYES:.....Conway, Cousins, Russell and Martin.....

NOES:.....None.....

ABSENT:.....Reneau.....

ABSTAINED:.....None.....

Dated this.....3rd.....day of.....April....., 1990.....

  
\_\_\_\_\_  
City Clerk and Ex-Officio Clerk of the  
City Council, City of El Paso de Robles,  
State of California

RECORDING REQUESTED BY:

*CITY OF PASO ROBLES*

Project: Meadowlark  
Sewer Project  
R/W No. 89-104

WHEN RECORDED RETURN TO:

*CITY OF PASO ROBLES  
DEPT. OF PUBLIC WORKS*

EASEMENT DEED

FILED	FEE PAID	EXEMPT	OUT OF STATE
		<i>0</i>	

THIS INDENTURE, made this *4<sup>th</sup>* day of *December*, 19*89*, by HILL TOP DEVELOPERS, INC., a California Corporation hereinafter referred to as "GRANTOR" and the CITY OF PASO ROBLES, a municipal corporation in the State of California, hereinafter referred to as "CITY":

W I T N E S S E T H :

That GRANTOR for a valuable consideration receipt of which is hereby acknowledged does hereby Grant unto CITY, its successors and assigns, an easement for the present and future construction, reconstruction, operation, repair and maintenance of a sewer sanitation line, in such number and size, and with such accessory parts and structures, as CITY, of its successors in interest, from time to time, deem necessary to install over, upon and under that certain real property situate in the City of Paso Robles, County of San Luis Obispo, State of California, described as follows:

GRANTOR does hereby further grant to the CITY, its successors and assigns, the necessary rights of entry to and from the hereinabove described property for future construction, reconstruction, operation, repair, maintenance or additions. GRANTOR and his successors in interest retain the right to full use of the easement area, no permanent structures can be erected or other use made which interferes with the construction, reconstruction, operation, repair or maintenance of the present or future sewer sanitation line and any accessory parts or structures.

The consideration hereinabove recited shall constitute payment in full for any damages to the remaining property of the GRANTOR, his successors and assigns, by reason of the construction, reconstruction, operation, repair and maintenance of the sewer sanitation line or other structures referred to herein.

The Grant and other provisions of this easement shall constitute a covenant running with the land for the benefit of the CITY, its successors and assigns, and shall bind the heirs, executors, administrators, assigns and successors in interest of the GRANTOR.

IN WITNESS WHEREOF, Grantor has hereunto set his hand  
the day and year first above written.

(As used above the term "GRANTOR" shall include the plural as  
well as the singular number and the word "his" shall include  
the feminine gender as the case may be.)

HILL TOP DEVELOPERS, INC.

*Jessie Warner*  
Jessie Warner, Vice President

signed and delivered  
in the presence of:

\_\_\_\_\_

1945 CA (8-74)

(Corporation)

STATE OF CALIFORNIA

COUNTY OF KERN

} SS.

On December 4, 1989 before me, the undersigned, a Notary Public in and for said

State, personally appeared Jessie Warner

known to me to be the Vice President, and \_\_\_\_\_

known to me to be \_\_\_\_\_ Secretary  
of the corporation that executed the within Instrument,  
known to me to be the persons who executed the within  
Instrument on behalf of the corporation therein named, and  
acknowledged to me that such corporation executed the  
within instrument pursuant to its by-laws or a resolution of  
its board of directors.

WITNESS my hand and official seal.

Signature

*Milly Nowell*



TITLE INSURANCE  
AND TRUST

ATCOR COMPANY



VOL 3490 PAGE 607

(This area for official notarial seal)

STAPLE HERE

EXHIBIT "A"

PORTION OVER PARCEL 1 OF PARCEL MAP PR 81-56

30 foot wide Sewer Easement

A 30 foot wide sewer easement over a portion of Parcel 1 of Parcel Map PR 81-56 in the City of El Paso de Robles, County of San Luis Obispo, State of California, as shown on the map filed in Book 30 of Parcel Maps at page 91 in the Office of the County Recorder of said County, the approximate centerline described as follows.

Commencing at the most southeast corner of Parcel 2 of said Parcel Map PR 81-56 thence along the northwesterly parcel line of Parcel 1 of said Parcel Map 81-56, south 17 degrees 10' 17" 54.50 feet to the True Point of Beginning; thence south 56 degrees 41' 13" east 149.72 feet; thence south 69 degrees 04' 17" east 331.99 feet; thence south 70 degrees 12' 51" east 372.61 feet; thence south 27 degrees 17' 45" east 179.57 feet to a point on the easterly line of said Parcel 1.

The westerly and easterly terminus of the sidelines of said easement are to be lengthened or shortened to terminate on said northwesterly line of Parcel 1 and said easterly line of Parcel 1 respectively.

Within three (3) months from the date of the completion of the sewer project, Grantee shall record in said Office of the County Recorder a written instrument containing the surveyed centerline description of the aforesaid sewer easement, said centerline to follow the actual location of the sewer pipe.

Project: Paso Robles  
Sewer Line

Parcel 89-104

AGREEMENT OF SALE  
FOR EASEMENT

HILL TOP DEVELOPERS INC., herein called SELLER, agrees to sell to CITY OF PASO ROBLES, herein called BUYER, the real property in the City of Paso Robles, County of San Luis Obispo, State of California, described in Exhibit "A", attached hereto and by this reference made a part hereof. this reference made a part hereof.

1. PURCHASE PRICE:

The purchase price of said property shall be the sum of SIX HUNDRED DOLLARS (\$ 600.00 ) cash.

2. ESCROW:

An escrow shall be opened to consummate the sale of the aforesaid property pursuant to this contract within ten (10) days of the date of acceptance by the BUYER.

SELLER shall execute and deliver to the escrow duly acknowledged grant deed conveying good and marketable title to the property described in Exhibit "A" to BUYER.

BUYER will deliver sufficient funds to pay the purchase price of SIX HUNDRED DOLLARS (\$ 600.00), plus all costs of escrow, title search, and title insurance.

The escrow described herein shall close within

forty (40) days of acceptance and approval of this agreement by the City Council of the City of Paso Robles.

3. ENTIRE AGREEMENT:

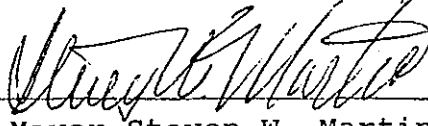
This instrument contains the entire agreement between BUYER and SELLER respecting said property and any agreement or representation respecting said property or the duties of either BUYER or SELLER in relation thereto not expressly set forth in this instrument is null and void.

EXECUTED on April 3, \_\_\_\_\_, 1990, at  
Paso Robles \_\_\_\_\_, California.

BUYER:

CITY OF PASO ROBLES, a municipal  
corporation

By



Mayor Steven W. Martin

Authorized By Resolution No. 90-44

April 3, \_\_\_\_\_, 1990

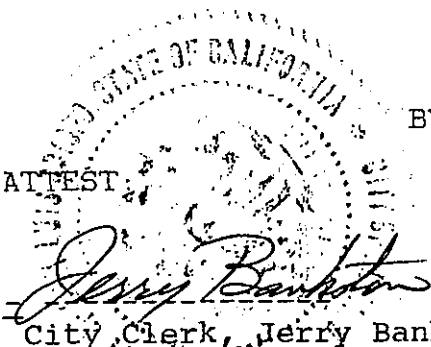
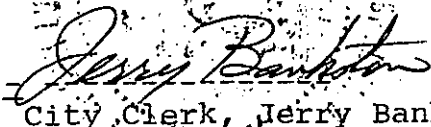
SELLER:

BY:



HILL TOP DEVELOPERS, INC.

ATTEST

City Clerk, Jerry Bankston



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