

RECORDING REQUESTED BY:  
Public Works Department  
County of San Luis Obispo  
County Government Center, Room 207  
San Luis Obispo, CA 93408

WHEN RECORDED RETURN TO:  
County Clerk  
County of San Luis Obispo  
1055 Monterey St, Room D120  
San Luis Obispo, CA 93408

APN: 043-251-019 (portion)

No recording fee per Government Code #6103  
No Documentary Transfer Tax per Revenue and  
Taxation Code #11922

**PUBLIC ROAD AND SLOPE EASEMENT DEED No. 12-06**

**THIS INDENTURE**, made this \_\_\_\_ day of \_\_\_\_\_, 2013, by Cheryl A. Weidmann, Trustee of the Exemption Trust Under the Weidmann Family Trust Dated December 4, 2003, hereinafter referred to as "Grantor", and the COUNTY OF SAN LUIS OBISPO, a political subdivision of the State of California, hereinafter referred to as "County":

**WITNESSETH:**

**PERMANENT EASEMENT** – That Grantor, for a valuable consideration, receipt of which is hereby acknowledged, does hereby grant unto County, its successors and assigns, an easement and right of way for public road and slope purposes including, but not limited to, the right to lay, construct, repair, maintain, operate, renew and replace roadway improvements, roadway related water collection and drainage systems, public utility facilities and appurtenances incidental thereto over, upon, and under that certain real property situate in the County of San Luis Obispo, State of California, described as follows:

see EXHIBIT "A", attached hereto and made a part hereof.

The easement granted herein includes the right to maintain slopes and ditches; plant and maintain grass, plants, or shrubs within the easement area for soil erosion purposes. Additionally, Grantor does hereby further grant to County, its successors and assigns, the necessary rights of entry to and from the hereinabove described property over existing roadways and pathways for operation of said easement.

**TEMPORARY CONSTRUCTION EASEMENT** – Permission is hereby granted to the County or its authorized agent to enter upon Grantor's land where necessary within that certain area titled Temporary Construction Easement on the map attached hereto as Exhibit B and made a part hereof, for the purpose of construction and construction support activities related to the La Panza Road Widening Project including, but not limited to the stockpiling of materials and soil. Said Temporary Construction Easement shall commence upon County's issuance of the Notice to Proceed for said Project and

shall terminate upon completion of said Project or after 12 months from the date of commencement, whichever shall occur first. The amount shown in clause 2.A. herein includes, but is not limited to, full payment for said Temporary Construction Easement, including severance damages, if any, from said date.

County shall have the right to extend the Temporary Construction Easement term for up to three additional one (1) month increments if County determines that additional time beyond the one year period is necessary for construction completion. In such case, County shall have the unilateral right to extend the Temporary Construction Easement period through construction completion and agrees to compensate Grantor fifty dollars (\$50) for each one month extension term exercised. Payment for any such extensions shall be paid by County to Grantor concurrent with County's written notice to Grantor of County's intent to exercise such extension provisions. In any event, this Temporary Construction Easement shall terminate on or before December 31, 2015. Upon termination, said Temporary Construction Easement Area will be generally restored to the condition that existed prior to construction.

The consideration hereinabove recited shall constitute payment in full for any severance damages to the remaining property of the Grantor, their successors and assigns, by reason of the construction, reconstruction, operation, repair and maintenance of said improvements referred to herein.

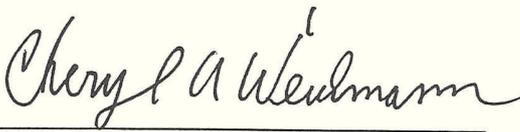
The provisions hereof shall inure to the benefit of the County, its successors and assigns, and shall bind the heirs, executors, administrators, assigns and successors in interest of the respective parties hereto, and all covenants shall apply to and run with the above described property.

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.)

**GRANTOR:**

**Cheryl A. Weidmann, Trustee of the Exemption Trust Under the Weidmann Family Trust Dated December 4, 2003**

By:   
Cheryl A. Weidmann, Trustee

ACKNOWLEDGMENT

State of California

County of Ventura

On March 8 2013 before me, Brianna Bedolla Vazquez Notary Public, personally appeared Cheryl A. Weidmann, 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 *Brianna Bedolla Vazquez* (Seal)



**CERTIFICATE OF ACCEPTANCE**

This is to certify that the **COUNTY OF SAN LUIS OBISPO**, grantee herein, hereby accepts for public purposes the real property, or interest therein, described in the foregoing Public Road and Slope Easement Deed dated \_\_\_\_\_, 2013, from Cheryl A. Weidmann, Trustee of the Exemption Trust Under the Weidmann Family Trust Dated December 4, 2003, Grantor herein, and consents to the recordation thereof.

In Witness Whereof, I have hereunto set my hand this \_\_\_ day of \_\_\_\_\_, 2013.

COUNTY OF SAN LUIS OBISPO

\_\_\_\_\_  
Chairperson of the Board of Supervisors  
County of San Luis Obispo

ATTEST:  
Julie L. Rodewald County Clerk-Recorder  
County of San Luis Obispo

\_\_\_\_\_  
Deputy Clerk

APPROVED AS TO FORM AND LEGAL EFFECT:

RITA NEAL  
County Counsel

By:  Dated: 3/25/13, 2013  
Deputy County Counsel

**ACKNOWLEDGMENT**

State of California  
County of San Luis Obispo

On \_\_\_\_\_ before me, \_\_\_\_\_, Notary Public,  
(insert name and title of the officer)

personally appeared \_\_\_\_\_,  
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 \_\_\_\_\_ (Seal)

## LEGAL DESCRIPTION

### WEIDMANN EASEMENT PARCEL

A portion of Lot 44 of Ramona Acres Units No. 1 and 2, in the County of San Luis Obispo, State of California, according to the map recorded February 19, 1926 in Book 3 at Page 72 of Maps in the Office of the County Recorder of said County, said portion lying northeasterly of the following described line:

**Beginning** at the corner common to said Lot 44 and Lot 45 of said Ramona Acres Units No. 1 and 2, and on the southwesterly right of way line of La Panza Road, said corner being marked by a 1 ½ inch iron pipe tagged LS 3976 according to the Record of Survey map recorded June 29, 1983 in Book 45 at Page 31 of Licensed Surveys in the Office of the County Recorder of said County, said point bearing South 61°43'30" East 576.07 feet (S 61°57'00" E per said 45/LS/31) from a 1 ½ inch iron pipe tagged LS 3976 marking the intersection of the said southwesterly right of way line with the easterly side line of a 40 foot wide road as shown on said Record of Survey map;

Thence North 61°43'30" West 185.14 feet;

Thence South 28°08'53" West 23.33 feet;

Thence North 61°51'07" West 69.08 feet;

Thence North 61°19'43" West 354.45 feet;

Thence North 27°23'56" West 822.52 feet;

Thence North 27°45'07" West 415.17 feet;

Thence North 27°15'19" West 527.55 feet to the beginning of a curve concave to the northeast having a radius of 59,918.00 feet;

Thence northwesterly 1,283.10 feet along said curve through a central angle of 1°13'37";

Thence North 26°01'42" West 1,797.72 feet to the beginning of a curve concave to the southwest having a radius of 3,955.00 feet;

Thence northwesterly 247.02 feet along said curve through a central angle of 3°34'43";

Thence North 29°36'25" West 480.96 feet;

Thence North 30°08'02" West 265.75 feet to the beginning of a curve concave to the southwest having a radius of 505.00 feet;

Thence northwesterly 235.81 feet along said curve through a central angle of 26°45'17";

Thence North 56°53'19" West 166.24 feet;

Thence North 33°00'00" East 15.27 feet;

Thence North 57°21'21" West 739.37 feet to a ½ inch rebar capped LS 3877 marking the most northerly corner of Parcel 1 of CO-74-296 and on the said southwesterly right of way line, according to the Record of Survey map recorded June 6, 1978 in Book 31 at Page 53 of Licensed Surveys in the Office of the County Recorder of said County, said point bearing North 33°54'08" West 7,394.10 feet from the Point of Beginning.

Containing 9,193 square feet more or less.

The above described Parcel is graphically shown on the Overall and Weidmann Easement Exhibits, consisting of three pages, attached hereto and made a part hereof.

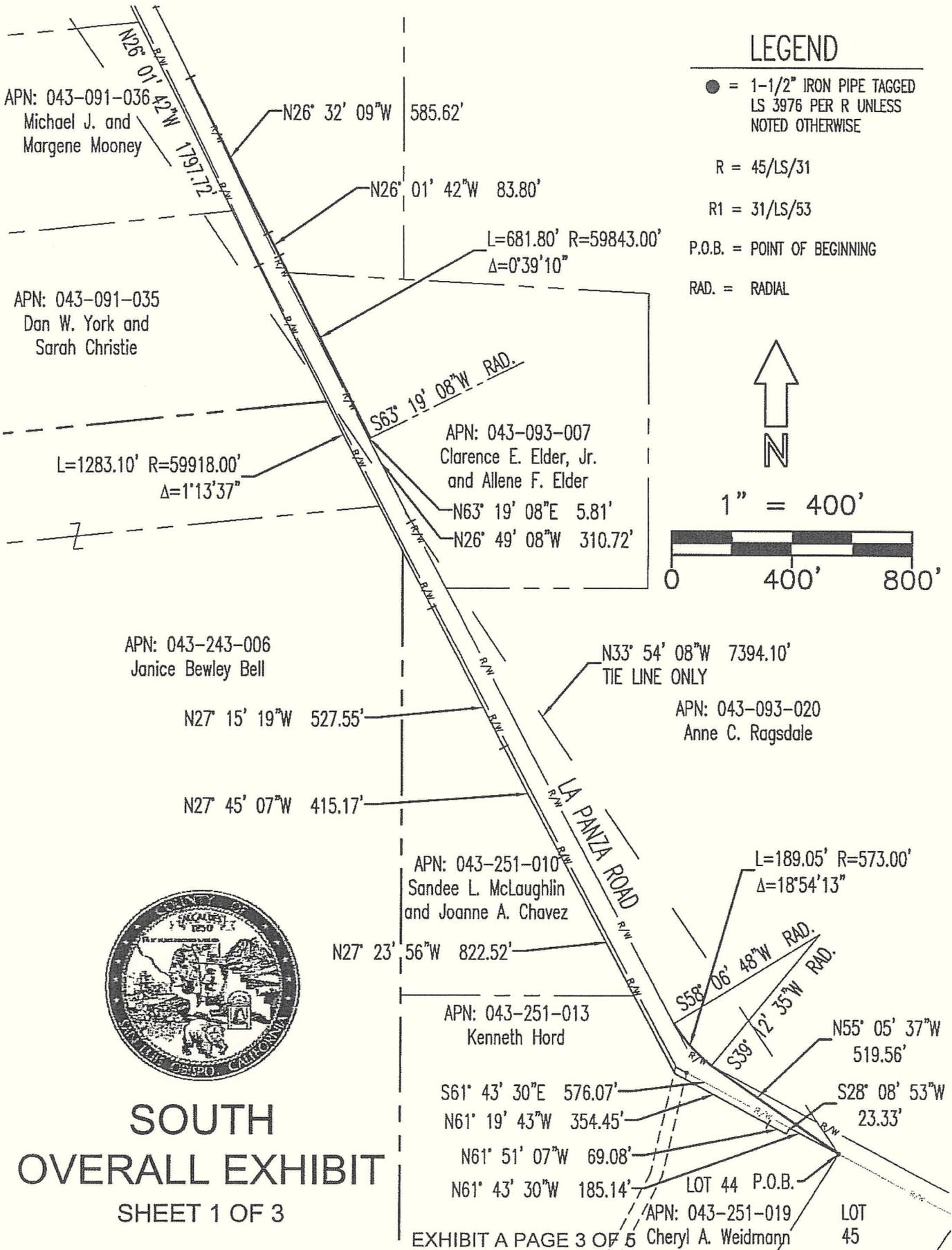
END DESCRIPTION

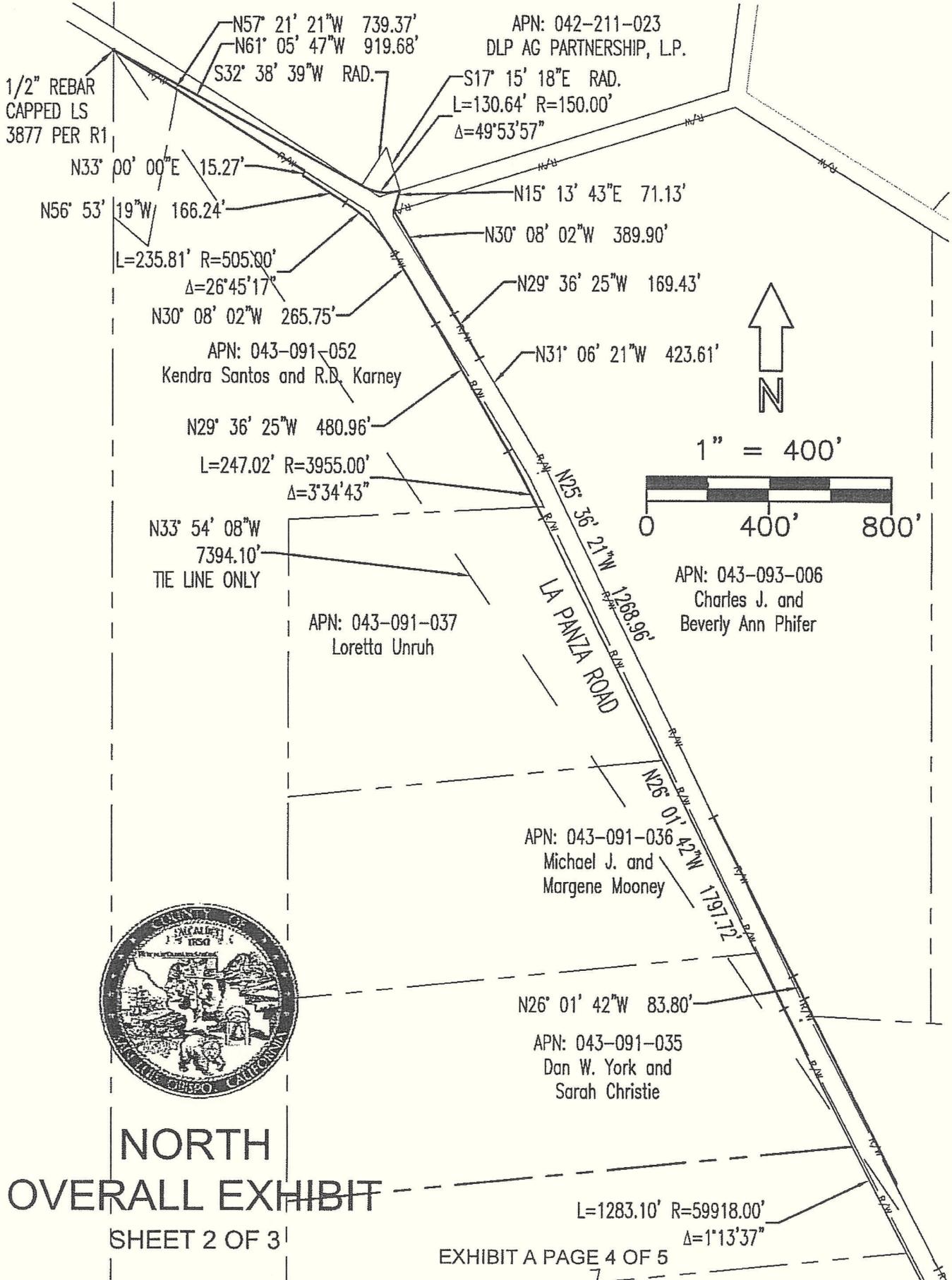
*Joseph T. Morris*

Joseph T. Morris, PLS 6192 12/10/2012

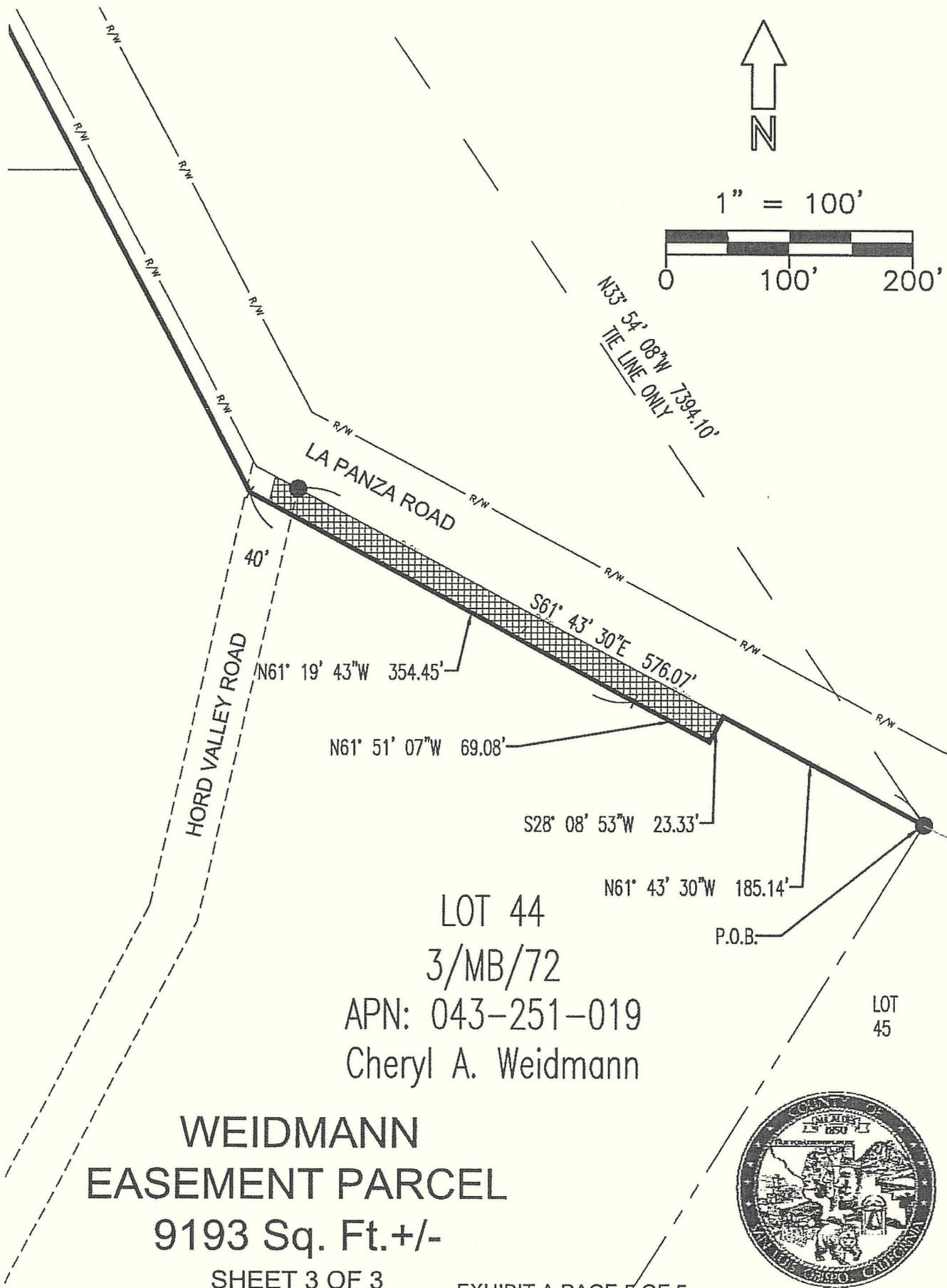


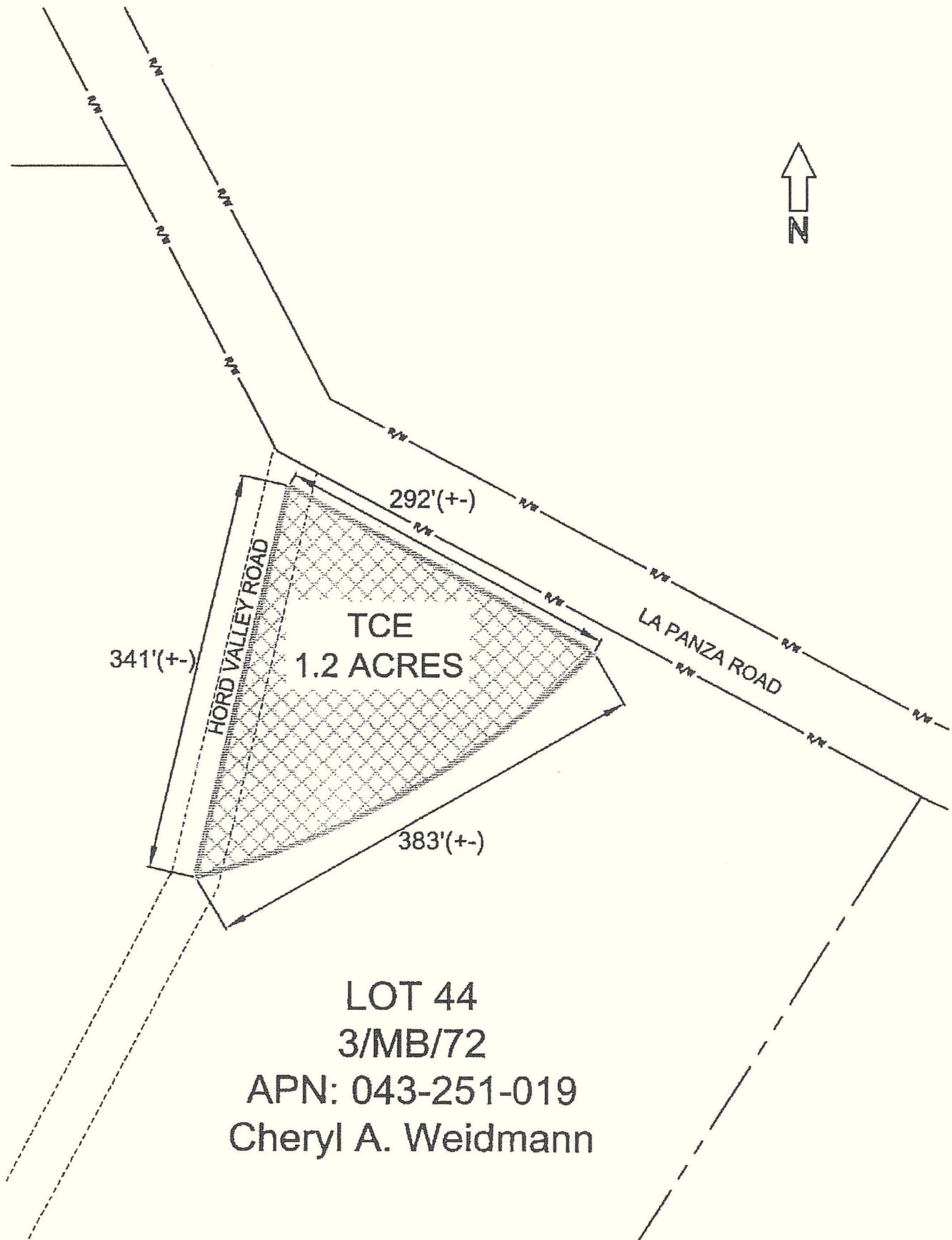
EXHIBIT A PAGE 2 OF 5





V:\AUTOCAD CIVIL 3D PROJECTS\CIVIL 3D 2011\LA PANZA ROAD\2011\Final Drawings\Right of Way\La Panza Rd Right of Way For locals.dwg, 12/10/2012 9:37:03 AM, ccox





LOT 44  
 3/MB/72  
 APN: 043-251-019  
 Cheryl A. Weidmann

EXHIBIT B PAGE 1 OF 1

VALUTOCAD CIVIL 3D PROJECTS\CIVIL\_3D\_2011\LA PANZA (04-03-01)\Final Drawings\Title for RCW Issue.dwg, 12/10/2012 9:01:39 AM, caxs