

RECORDING REQUESTED BY
SAN LUIS OBISPO COUNTY

WHEN RECORDED, RETURN TO:

Director of Planning and Building
County Government Center
San Luis Obispo, California 93408
ATTN: Development Review

APN(S):
076-511-010, 076-512-027, 053-412-008
PROJECT NO: COAL 10-0070
FILE NO: SUB2010-00025



GRANT OF AVIGATION EASEMENT
No Fee Document
(Public Entity Grantee, Government Code Section 27383)

For a valuable consideration, receipt of which is hereby acknowledged, Lorraine Cagliero, Successor Trustee of the Cagliero Family Trust dated September 30, 1971, Fredrick K. Glick, Trustee of the Frederick K. Glick and Sharon S. Glick Revocable Trust, Sharon S. Glick, Trustee of the Frederick K. Glick and Sharon S. Glick Revocable Trust, Don A. Ernst, Trustee of the Ernst Family Trust dated March 15, 1990, Teri L. Ernst, Trustee of the Ernst Family Trust dated March 15, 1990, Gerald A. Williams, Trustee of the Gerald A. Williams Family Trust dated January 27, 2000, Patricia Anne Williams, Trustee of the Gerald A. Williams Family Trust dated January 27, 2000, Charles L. Senn, Trustee of the Charles L. Senn Family Trust dated May 7, 1997, and Virginia K. Senn, Trustee of the Charles L. Senn Family Trust dated May 7, 1997, hereinafter referred to as "Grantor(s)", HEREBY GRANT(S) TO the County of San Luis Obispo, a political subdivision of the State of California, hereinafter referred to as "County", for the use and benefit of the public, a perpetual and assignable easement and right-of-way, and certain rights appurtenant to said easement as hereinafter set forth, in, on and over the following described real property situated in the County of San Luis Obispo, State of California, in which Grantor(s) hold(s) a fee simple estate, lying above, in whole or in part, the horizontal limits of the civil airport imaginary surfaces described in Federal Aviation Regulations, Part 77.25 (14 CFR 77.25), as applicable to the *San Luis Obispo County Regional Airport*, situated in the County of San Luis Obispo, State of California, hereinafter referred to as "Airport", which parcel of real property is described as follows:

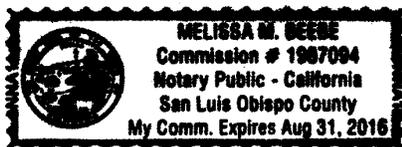
As shown in Exhibit A, attached hereto and incorporated herein as though set forth in full.

Said parcel of real property described above is delineated by hatched lines on the map attached hereto as *Exhibit B* and incorporated by reference herein as though set forth in full.

(Continued following page)

STATE OF CALIFORNIA)
) SS
COUNTY OF SAN LUIS OBISPO)

(SEAL)



On this 20th day of November, in the year 2013, before me, Melissa M. Beebe, Notary Public, personally appeared Lorraine Cagliero, 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.

Mel Beebe, Notary Public

APN(S): 076-511-010, 076-512-027, 053-412-008

PROJECT NO: COAL 10-0070

GRANT OF AVIGATION EASEMENT

(Page 2)

IT IS AGREED by Grantor(s) that he/they shall not hereafter erect, enlarge or grow, or permit the erection, enlargement or growth of, or permit or suffer to remain, any building, structure, or other object, or any tree, bush, shrub or other vegetation, within or into the airspace above said Imaginary Surfaces overlying said real property.

IT IS FURTHER AGREED by Grantor(s) that the easement and rights hereby granted to County are for the purpose of ensuring that occupants of the real property burdened by this easement are aware that the quiet enjoyment of this real property may be interrupted by noise generated by over-flying aircraft and by aircraft operations at the Airport, and for the additional purpose of ensuring that said Imaginary Surfaces shall remain free and clear of any building, structure or other object, and of any tree, bush shrub or other vegetation, which is or would constitute an obstruction or hazard to the flight of aircraft landing at and/or taking off from said Airport. These rights shall include, but not be limited to, the following:

1. The continuing and perpetual right of County, at Grantor(s)' sole cost and expense, to cut off, trim, and/or prune those portions of any tree, bush, shrub and/or other vegetation extending, projecting or infringing into or upon the airspace above said Imaginary Surfaces.
2. The continuing and perpetual right of County, at Grantor(s)' sole cost and expense, to remove, raze or destroy those portions of any building, structure or other object, infringing, extending or projecting into or upon said Imaginary Surfaces.
3. The right of County, at Grantor(s)' sole cost and expense, to mark and light, as obstructions to air navigation, any building, structure or other object, any tree, bush, shrub or other vegetation, that may at any time infringe, project or extend into or upon said Imaginary Surfaces.
4. The right of County for ingress to, egress from, and passage on or over said real property of Grantor(s) for above purposes. County shall exercise said right of ingress and egress only after County gives Grantor(s) twenty-four (24) hours notice of County's intent to enter Grantor(s)' property. County shall not be precluded from exercising its right of ingress and egress by the failure of Grantor(s) to receive notice if County has made a reasonable effort to notify Grantor(s). If, in the opinion of the Airport manager, an obstruction or hazard exists within or upon said Imaginary Surfaces overlying said real property, which creates an immediate danger to the flight of aircraft landing at and/or taking off from the Airport such that immediate action is necessary, County may exercise its right of ingress and egress for the above purposes without notice to Grantor(s).
5. The right of flight for the unobstructed passages of aircraft, for the use and benefit of the public, in the airspace above said Imaginary Surfaces, together with the right to cause in or about said airspace such noise, light, electromagnetic emissions, vibrations, fumes, dust, fuel particles, and all other effects as may be inherent in the navigation or flight of aircraft now or hereafter used or known, using said airspace for landing at, taking off from, or operating from, to, at, on, or over said Airport. Note: Noise from over flying aircraft and from aircraft operations on the airport may be considered significant to persons residing and/or working on this real property.
6. The continuing and perpetual right of the County to allow aircraft flight and ground operations at said Airport at all times.

IT IS FURTHER AGREED by Grantor(s) that he/they fully realize that any negative effects of aircraft operations at County Airports, as they pertain to this real property, are not expected to diminish from the level at the time of granting this easement.

APN(S): 076-511-010, 076-512-027, 053-412-008
PROJECT NO: COAL 10-0070

GRANT OF AVIGATION EASEMENT

(Page 3)

The easement granted herein and all rights appertaining thereto are granted unto the County, its successors and assigns, until said Airport shall be abandoned and ceased to be used for airport purposes.

If any item, covenant, condition or provision of this easement is held by a court of competent jurisdiction to be invalid, void or unenforceable, the remainder of the provisions hereof shall remain in full force and effect and shall no way be affected, impaired or invalidated thereby.

IT IS UNDERSTOOD AND AGREED by Grantor(s) that this easement and the covenants and restrictions contained herein shall run with the land described above and shall be binding upon the heirs, successors and assigns of Grantor(s). For purposes of this instrument, the above described real property shall be the servient tenement and the Airport shall be the dominant tenement.

Dated: 12/19/13

GRANTORS:

Lorraine Cagliero

Lorraine Cagliero, Successor Trustee of the Cagliero Family Trust dated September 30, 1971

Frederick K. Glick
Frederick K. Glick, Trustee of the Frederick K. Glick and Sharon S. Glick Revocable Trust

Sharon S. Glick
Sharon S. Glick, Trustee of the Frederick K. Glick and Sharon S. Glick Revocable Trust

Don A. Ernst
Don A. Ernst, Trustee of the Ernst Family Trust dated March 15, 1990

Teri L. Ernst
Teri L. Ernst, Trustee of the Ernst Family Trust dated March 15, 1990

Gerald A. Williams
Gerald A. Williams, Trustee of the Gerald A. Williams Family Trust dated January 27, 2000

Patricia Anne Williams
Patricia Anne Williams, Trustee of the Gerald A. Williams Family Trust dated January 27, 2000

Charles L. Senn
Charles L. Senn, Trustee of the Charles L. Senn Family Trust dated May 7, 1997

Virginia K. Senn
Virginia K. Senn, Trustee of the Charles L. Senn Family Trust dated May 7, 1997

APN(S): 076-511-010, 076-512-027, 053-412-008
PROJECT NO: COAL 10-0070

EXHIBIT A
LEGAL DESCRIPTION

Parcel 1: Lot F of the Rodriguez Tract, in the County of San Luis Obispo, State of California, being a resubdivision of the northeast quarter of the southeast quarter of Section 12, Township 13 South, Range 12 East, Mount Diablo Base and Meridian, according to the map recorded December 20, 1905 in Book 1, Page 91 of Licensed Surveys and the Remainder of Tract No. 2368, in the County of San Luis Obispo, State of California per map filed in Book 28, Pages 56-61 of Maps, said remainder being the land described in the Certificate of Compliance recorded April 25, 2008 as Document No. 2008-021597 of Official Records, in the Office of the County Recorder of said County.

Parcel 2:

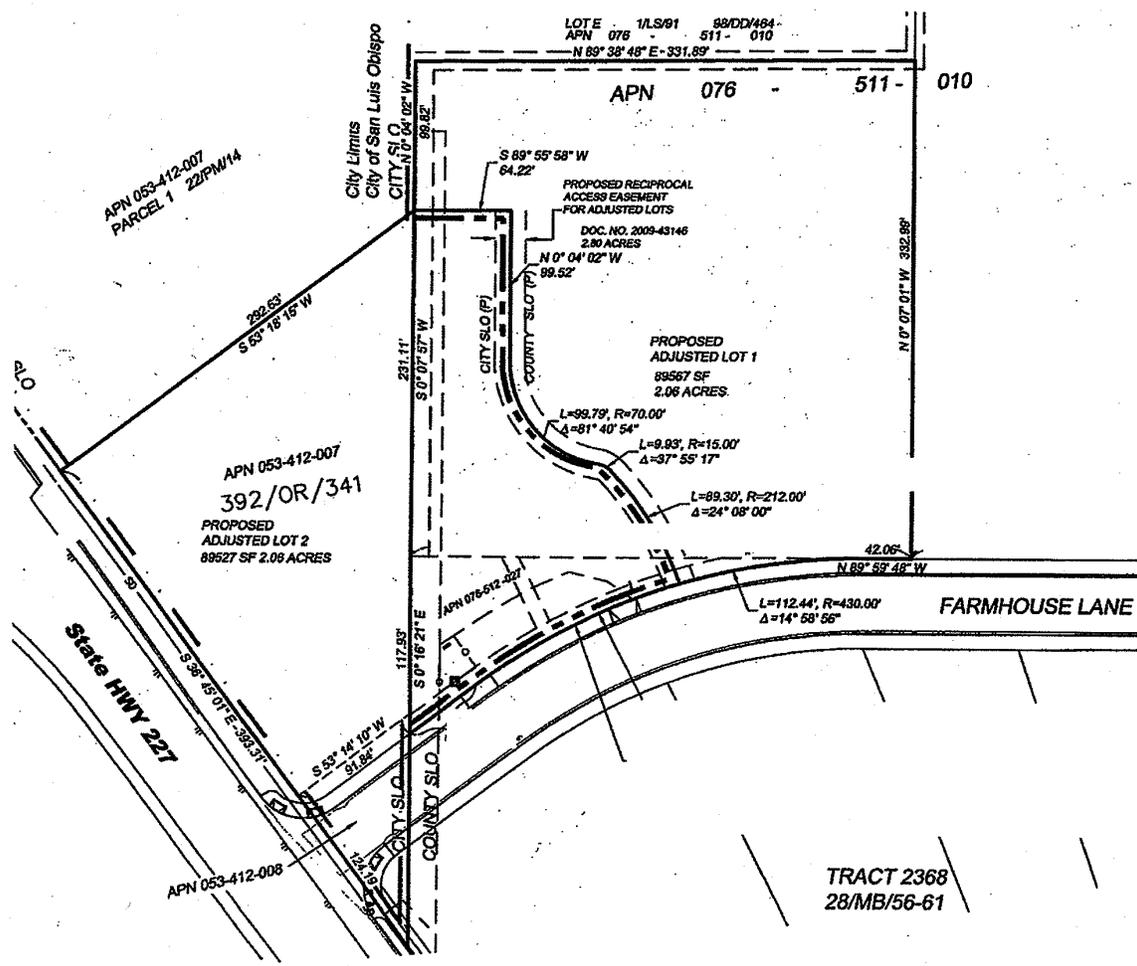
That portion of Lot 108 of the Subdivisions of the San Luis Obispo Suburban Tract, in the County of San Luis Obispo, State of California, according to map recorded February 7, 1906 in Book 1, Page 92 of Records of Survey, described as follows:
Beginning at the most Southerly corner of said Lot 108 and running thence North 36° 40' West, 483.78 feet along the Southwesterly line of said Lot to a point;
Thence North 53° 20' East, 360.16 feet across said Lot to a point on the Easterly line thereof; Thence South 603.12 feet along the Easterly line of said Lot to the point of beginning.

Excepting therefrom that portion of Lot 108 deeded to the State of California, recorded October 22, 1975 as Instrument No. 34921, Book 1859, Page 600 of Official Records.

APN(S): 076-511-010, 076-512-027, 053-412-008

PROJECT NO: COAL 10-0070

EXHIBIT B
MAP



CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

State of California

County of San Luis Obispo

On 11/26/13 before me, Melissa M. Beebe
(Here insert name and title of the officer)

personally appeared Frederick K. Glick and Sharon S. Glick

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.

Melissa M. Beebe
Signature of Notary Public

(Notary Seal)

ADDITIONAL OPTIONAL INFORMATION

INSTRUCTIONS FOR COMPLETING THIS FORM

Any acknowledgment completed in California must contain verbiage exactly as appears above in the notary section or a separate acknowledgment form must be properly completed and attached to that document. The only exception is if a document is to be recorded outside of California. In such instances, any alternative acknowledgment verbiage as may be printed on such a document so long as the verbiage does not require the notary to do something that is illegal for a notary in California (i.e. certifying the authorized capacity of the signer). Please check the document carefully for proper notarial wording and attach this form if required.

DESCRIPTION OF THE ATTACHED DOCUMENT

Grant of Avigation Easement
(Title or description of attached document)

(Title or description of attached document continued)

Number of Pages 5 Document Date 12/19/13

(Additional information)

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. he/she/they- is /are) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
 - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
 - ❖ Indicate title or type of attached document, number of pages and date.
 - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document

CAPACITY CLAIMED BY THE SIGNER

Individual (s)

Corporate Officer

(Title)

Partner(s)

Attorney-in-Fact

Trustee(s)

Other _____

CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

State of California

County of San Luis Obispo

On 12/19/13 before me, Melissa M. Beebe
(Here insert name and title of the officer)

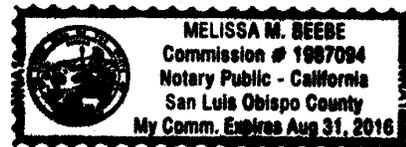
personally appeared Don A. Ernst, Teri L. Ernst, Gerald A. Williams, Patricia Anne Williams
and Virginia K. Senn

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.

Melissa M. Beebe
Signature of Notary Public



(Notary Seal)

ADDITIONAL OPTIONAL INFORMATION

DESCRIPTION OF THE ATTACHED DOCUMENT

Grant of Avigation Easement
(Title or description of attached document)

(Title or description of attached document continued)

Number of Pages 5 Document Date 12/19/13

(Additional information)

INSTRUCTIONS FOR COMPLETING THIS FORM
Any acknowledgment completed in California must contain verbiage exactly as appears above in the notary section or a separate acknowledgment form must be properly completed and attached to that document. The only exception is if a document is to be recorded outside of California. In such instances, any alternative acknowledgment verbiage as may be printed on such a document so long as the verbiage does not require the notary to do something that is illegal for a notary in California (i.e. certifying the authorized capacity of the signer). Please check the document carefully for proper notarial wording and attach this form if required.

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. ~~he/she/they~~, is /are) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
 - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
 - ❖ Indicate title or type of attached document, number of pages and date.
 - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document

CAPACITY CLAIMED BY THE SIGNER

Individual (s)

Corporate Officer

(Title)

Partner(s)

Attorney-in-Fact

Trustee(s)

Other _____

CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

State of California

County of San Luis Obispo

On 12/11/13 before me, Melissa M. Beebe
(Here insert name and title of the officer)

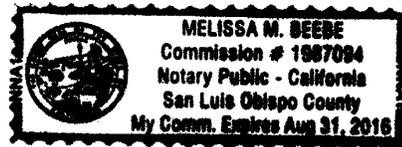
personally appeared Charles L. Senn

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.

Melissa M. Beebe
Signature of Notary Public



(Notary Seal)

ADDITIONAL OPTIONAL INFORMATION

DESCRIPTION OF THE ATTACHED DOCUMENT

Grant of Avigation Easement
(Title or description of attached document)

(Title or description of attached document continued)

Number of Pages 5 Document Date 12/11/13

(Additional information)

CAPACITY CLAIMED BY THE SIGNER

Individual (s)

Corporate Officer

(Title)

Partner(s)

Attorney-in-Fact

Trustee(s)

Other _____

INSTRUCTIONS FOR COMPLETING THIS FORM.

Any acknowledgment completed in California must contain verbiage exactly as appears above in the notary section or a separate acknowledgment form must be properly completed and attached to that document. The only exception is if a document is to be recorded outside of California. In such instances, any alternative acknowledgment verbiage as may be printed on such a document so long as the verbiage does not require the notary to do something that is illegal for a notary in California (i.e. certifying the authorized capacity of the signer). Please check the document carefully for proper notarial wording and attach this form if required.

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. ~~he~~/she/they-, is /are) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
 - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
 - ❖ Indicate title or type of attached document, number of pages and date.
 - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document