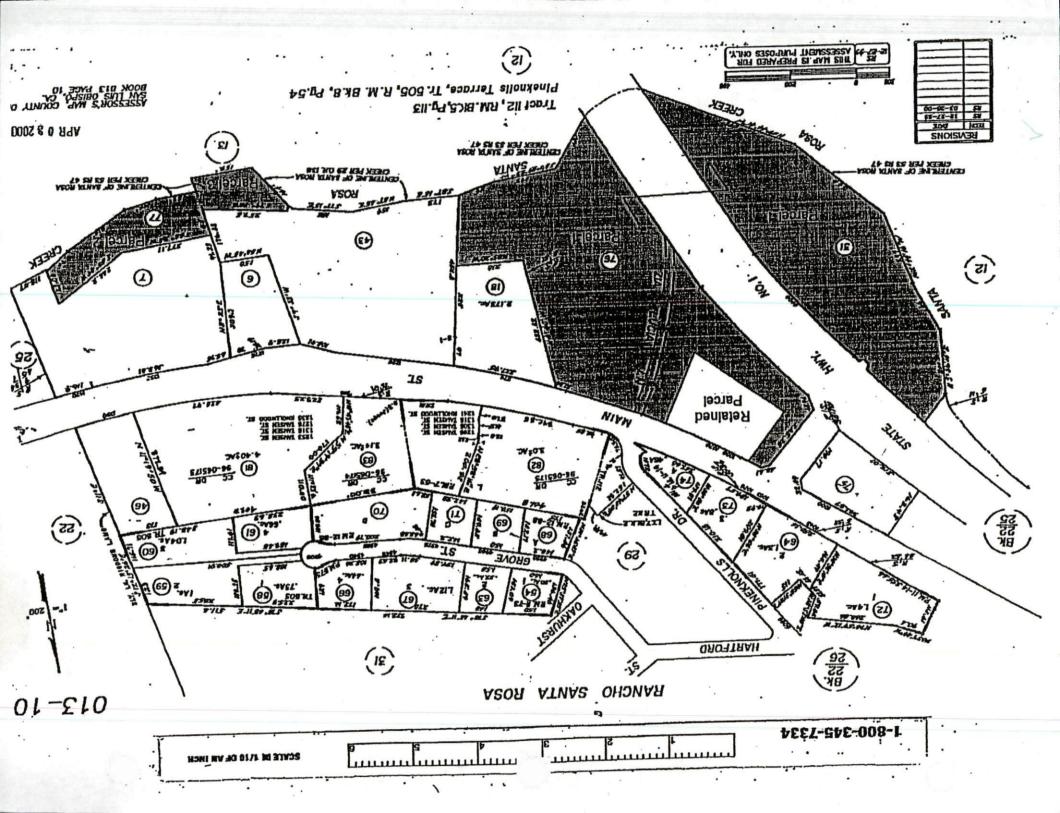
# Exhibit A. Legal Description of Property Subject to Easement



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RECORDING REQUESTED BY CALCED
AND WHEN RECORDED MAIL TO:

Cambria Community Services District
c/o Fox & Sohagi, LLP
10960 Wilshire Blvd., Suite 1270
Los Angeles, CA 90024
Atm: Deborsh Fox

Recorder
May 08, 2001
Time: 08:00

# DECLARATION OF COVENANTS. CONDITIONS AND RESTRICTIONS

#### RECITALS

- A. Owner is the fee owner of (i) that certain real property located in the County of San Luis Obispo, California, and commonly referred to as the "East West Ranch," and (ii) that certain real property located in the County of San Luis Obispo, California, and legally described in Exhibit A, attached hereto and incorporated herein by this reference (the "Property").
- B. The East West Ranch was acquired by Owner pursuant to a grant (the "Conservancy Grant") from the State Conservancy, an agency of the State of California (the "Conservancy"), and certain other funds. In connection with the Conservancy Grant, the Property was donated to Owner.
- C. In order to effectuate the desire of Owner and the Conservancy to impose on the East West Ranch certain restrictions limiting use of the East West Ranch, Owner has recorded in the Official Records of San Luis Obispo County, California, a Declaration of Covenants, Conditions and Restrictions (the "East West Ranch CCRs") limiting use of the East West Ranch for the purpose of resource enhancement and public access (the "Permitted Uses").
- D. This Declaration is to effectuate the desire of Owner and the Conservancy to impose on the Property certain restrictions limiting use of the Property to the Permitted Uses consistent with the Permitted Uses for the East West Ranch.

Escrow No. 256273 - FM Order No. 256273 - WRB TOTAL

0.00

Exhibit A to Reciprocal Easements Agreement

#### LEGAL DESCRIPTION OF DONATED PROPERTY

The real property referred to in the Reciprocal Easements Agreement as the Donated Property, is situated in San Luis Obispo County, California, and is legally described as follows:

#### PARCEL 1:

That portion of the Rancho Santa Rosa being a part of land conveyed by George E. Long and Sanuel H. Pollard to R. Rigdon, by Deed recorded June 3, 1867 in Book B, Page 78 of Deeds, County of San Luis Obispo, State of California, bounded as follows:

On the Southwest and South by the center line of Santa Rosa Creek; on the Northwest by the Southeasterly line of the property described in the deed from Lions Club of Cambria to the County of San Luis Obispo, recorded February 24, 1954 in Book 747, Page 46 of Official Records and described therein as Parcel 2 and 3, and which Southeasterly line has a bearing of North 43° 59' 30" East; on the Northwest by the Southwesterly line of the right of way of former California State Highway as established in the Deed to the State of California recorded March 14, 1932 in Book 120, Page 365 of Official Records; on the Southeast by the Northwesterly line of the property described as Parcel 1 in the Deed from John L. Junge, et ux., to Niels Carl Hansen, recorded March 24, 1927 in Book 29, Page 138 of Official Records and a line bearing North 10° 30' East from the Northwesterly corner of the property described in said Deed.

EXCEPTING therefrom that portion conveyed to the County of San Luis Obispo, by Deed recorded June 15, 1954 in Book 760, Page 463 of Official Records.

ALSO EXCEPTING therefrom that portion conveyed to the Roman Catholic Bishop of Monterey-Fresno, a corporation sole, by Deed recorded October 7, 1957 in Book 911, Page 8 of Official Records.

ALSO EXCEPTING therefrom that portion conveyed to the State of California by Deed recorded January 11, 1963 in Book 1220, Page 213 of Official Records.

ALSO EXCEPTING therefrom one-half interest in all oil, mineral, gas and other hydrocarbon substances below a depth of 500 feet under the herein described property, without right of surface entry or the right to use any portion of the herein described property or any portion of the subsurface within 500 feet of the surface for drilling, mining or quarrying operations of any kind, as reserved by Rancho Pacifica, a Limited Partnership, in deed recorded November 23, 1981 as Instrument No. 54972.

ALSO EXCEPTING therefrom that portion conveyed to the County of San Luis Obispo, a political subdivision of the State of California by deed recorded August 26, 1963 in Book 1257, Page 379 of Official Records.

#### PARCEL 2:

That portion of the Rancho Santa Rosa, County of San Luis Obispo, State of California, according to a map filed in Book A, Page 42 of Maps, described as follows:

Commencing at a 6" x 6" concrete monument set in the Rancho Santa Rosa on the Southerly line of the State Highway right of way distant South 2º 40' 26" West, 40.00 feet from Engineer's station 23 + 50.00, a point on a curve on the Department of Public Works centerline survey for the State Highway from Cambria to San Simeon, road V-SLO-56-B; thence running from said Point of Beginning along the said Southerly right of way line of the State Highway on a curve to the left tenment to a line that beers South \$7° 10' 34" East with a radius of 2740 feet through an angle of 7° 36' 27" and for a distance of 363.81 feet to a 3" x 4" stake set at the intersection of said right of way line and a fence which bears South 10° 51' East, said feace being on the Westerly line of the property of Susie A. Armstrong, et al., said 3" x 4" stake boars South 83° 56' 16" West, 107.90 feet from the intersection of the said Southerly right of way line of the State Highway and the original East line of the lands of R. Rigdon as established by deed recorded in Book B of Deeds at Page 78, San Luis Obispo County Records; thence running from said 3" x 4" stake, South 10° 51' East, 283.51 feet along the aforementioned fence line to a 3" x 4" stake being the True Point of Beginning; thence leaving said fence line and running South 58° 31' West, 246.20 feet to a 3" x 4" stake; thence South \$8" 24' West, 277.11 feet to a 3" x 4" stake set in the Wesserly fence line of the tract of land conveyed by C. H. Bright to Joseph Fiscalini by Deed recorded in Book 88 of Deeds at Page 70, San Luis Obispo County Records; thence South 8° 32' East along said Westerly line to the center line of Santa Rosa Creek; thence Easterly and Northeasterly along said centerline to the Westerly line of the property formerly owned by said Armstrong and Turman, said line also being the Easterly line of the property described in Book 88 at Page 70 of Deeds; thence North 10° 51' West, along said Easterly line to the True Point of Beginning.

EXCEPTING therefrom one-half interest in all oil, mineral, gas and other hydrocarbon substances below a depth of 500 feet under the herein described property, without right of surface entry or the right to use any portion of the herein described property or any portion of the subsurface within 500 feet of the surface for drilling, mining, or quarrying operations of any kind, as reserved by Rancho Pacifica, a Limited Partnership, in Deed recorded November 23, 1981 as Instrument No. 54972.

PARCEL 3:

That portion of the Rancho Santa Rosa in the County of San Luis Obispo, State of California, described as follows:

Beginning at a 3" x 4" stake set in the East line of Parcel 1 of the property conveyed to Niels Carl Hanson by Deed dated March 22, 1927 and recorded in Book 29 of Official Records, at Page 138 Records of said County, South 8° 32' East 85 feet from the corner of the property conveyed to Cambria Union Elementary School District by Deed dated May 28, 1936 and recorded in Book 197 of Official Records, at Page 302, Records of said County, said stake also being South 46° West 734.44 feet from the point of intersection of the East line of the land conveyed to R. Rigdon by Deed recorded in Book B of Deeds, at Page 78, records of said County and the South line of the California State Highway right of way as described in Deed dated October 20, 1931 and recorded in Book 108 of Official Records at Page 483, records of said County; thence running from said Point of Beginning South 8° 32' East 93.67 feet along the East line of the lands of said Niels Carl Hassen to a 2" x 2" stake in the center of Santa Rosa Creek; thence North \$5° 59' West 152.00 feet along the center of said Santa Rosa Creek to a 2" x 2" stake; thence North 54° 41' West 164.63 feet along the said center line of Santa Ross Creek to a 2" x 2" stake; thence leaving said creek and running North 24° 33' East 45.82 feet to a 3" x 4" stake; thence South 79° 30' East 257.50 feet to the Point of Beginning.

EXCEPTING therefrom one-half interest in all oil, mineral, gas and other hydrocarbon substances below a depth of 500 feet under the herein described property, without right of surface entry or the right to use any portion of the herein described property or any portion of the subsurface within 500 feet of the surface for drilling, mining or quarrying operations of any kind, as reserved by Rancho Pacifica, a Limited Partnership, in deed recorded November 23, 1981 as Instrument No. 54972.

EXCEPTING from the above described lands that portion of the Rancho Santa Rosa, County of San Luis Obispo, State of California according to the map filed in Book A, Page 42 of Maps described as follows:

Beginning at a 6 inch concrete monument marking the Southwesterly right of way of Main Street (Old Highway 1) at the Northwest end of a line which is described as bearing North 62°42'00" West on the Record of Survey recorded in book 52, page 47 of Licensed Surveys said point being at the beginning of a curve concave to the Northeast and having a radius of 2755.00 feet (the radius point bearing North 33°03'10" east); thence Northwesterly along said Southwesterly right of way through a central angle of 06°06'02" an arc distance of 293.34 feet to a 1 inch iron pipe tagged LS 5751; thence leaving said right of way South 44°03'04" West a distance of 190.64 feet to a 1 inch iron pipe tagged LS 5751, thence South 43°33'18" East a distance of 317.17 feet to a 1 inch iron pipe tagged LS 5751, thence North 37°51'45" East a distance of 245.87 feet to the Point of Beginning.

RECORDING REQUESTED BY
CHICAGO TITLE COMPANY
AND WHEN RECORDED MAILTHIS DEED AND, UNLESS
OTHERWISE SHOWN BELOW, MAILTAX STATEMENTS TO:
CAMBRIA COMMUNITY SERVICES DISTRICT
C/O FOX & SONAGI, LLP
ATTN: DEBORAH FOX
LOS ANGELES, CA 90024

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OCCUMENTARY TRANSFER TAX IS \$ -0GIFT
CITY of

OCC NO: 2001-000353 Rpt No: 00000443

Official Records
San Luis Obispo Co.
Julie L. Rodewald
Recorder
Jan 03, 2001
Time: 08:00

[5] TOTAL 0.00

EAST-REST MICH REVERSIONEY INTEREST OUITCLAIM DEED AYN 013-121-022 instructive interest in the fail value of the interest or property conveyed, or is uted on the full value loss the value of tions or ency FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged. AMERICAN LAND CONSERVANCY, A CALIFORNIA NONPROFIT PUBLIC BENEFIT CORPORATION bereby REMISE, RELEASE AND FOREVER QUITCLAIM to CAMBRIA COMBUNITY SERVICES DISTRICT, A SPECIAL DISTRICT, ALL REMAINING RIGHT TITLE AND INTEREST IN AND TO the following described real property in the County of Sen Luis Obispo State of California: LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE AMERICAN LAND CONSERVANCY, Dated November 13, 2000 a California nonprofit public benefit corporation STATE OF CALFORNIA .) 55 Harriet Burgess, President By: Harry 11/3/00 before me, THE UNDERSTANED tary Public in and for said County and State, personally appeared personally known to the for proved to me on the basis of satisfactory evidence) to be the person(s) whose (heap's) (form subscribed to the within instrument and acknowledged to me that he/flightney executed the same in his flightner authorized espacify(es), and that by his flightner applies on the instrument the person(s), or the builty upon behalf of which the person(s), acted, executed the instrument. ' TOLE KFRRY 1.24 . Notary Public - California San Francisco County My Correr, Expires Nov 19, 2003 24 HOZZLA FOR NOTARY SEAL OR STAMP MAIL TAX STATEMENTS TO PARTY SHOWN ON FOLLOWING LINE: IF NO PARTY SO SHOWN, MAIL AS DIRECTED ABOVE

Name

Street Address

City, State & Zip

QQ1-04/20/940

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT consequences and consequences are related and the consequences and the consequences are also as a consequence of the consequences are a consequence are a consequences are a consequence are a consequences are a consequence are a consequences are a consequences are a consequences are a consequence are a c State of California San Francisco Kerry Louise Ol Toole Harriet Burges personally appeared personally known to me
i proved to me on the basis of satisfactory evidence to be the person(s) whose ame(s) salare subscribed to the within instrument and acknowledged to me that he/shallthey executed KERRY LOUISE O'TOOLE Commission # 1242318 the same in his fightheir authorized his fighting (s) on the instrument the corson's), or Notary Public - California San Francisco County the entity upon behalf of which the person(s) acted, executed the instrument. WITNESS my hand and official seal OPTIONAL . Though the information below is not required by lew, if may prove valuable to persons relying on the docu-and could prevent fraudulent removal and reattechment of this form to another document. Description of Attached Document Title or Type of Document: \_\_\_ Document Date: Number of Pages: Signer(s) Other Than Named Above: Capacity(les) Claimed by Signer Signer's Name: \_\_\_\_\_. witte thinkling Individual Corporate Officer — Title(s): Partner - Limited General Altorney in Fact Trustee Guardian or Conservator Other Signer is Representing.

LL: -- 0001 020

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Page 1 Escrow No. 258741 -FX

LEGAL DESCRIPTION EXHIBIT

#### PARCEL 1:

All that percel of real property situate in the County of San Luis Obispo, State of California, being a portion of Lot 22 of Ward's Subdivision of Rancho Santa Rosa as shown on the map of said subdivision recorded in Book A. Page 69 of Maps, in the office of the County Recorder of said County. Said parcel is described as follows:

Begining at a point on the Southerly line of said Lot 22, also being the Northwesterly corner of Block 174 of Cambria Pines Manor Unit No. 7 (as recorded August 9, 1930 in Book 5, Page 16 of Maps, said County and State) and a point on the Easterly right of way of Windsor Boulevard; thence along the Northerly line of said Cambria Pines Manor Unit-No. 7, North 57°09'00" East, 402.44 feet; thence, continuing along said Northerly line North 56°38'00" East, 170.31 feet to the intersection with the centerline of Mariborough Lane; thence continuing on along said Northerly line, Morth 57°29'00" East, 165.93 feet to a point on the Westerly right of way of Madison Street; thence leaving said Northerly line of Cambria Pines Manor Unit No. 7.
Northwesterly along the projected bearing of the Westerly right of way of Madison Street North 32°35'00" West, 628.79 feet; thence South 57°10'00" West, 222.63 feet; thence North 32°35'00" West, 75.00 feet; thence South 57°10'00" West, 406.30 feet; thence South 61°19'08" West, 45.77 feet to the beginning of a curve to the left, said beginning bearing radially South 88°40'62" East, thence Southeasterly through said curve which is concave to the Northeast, having a central angle of 62°24'41", a radius of 280.00 feet and an arc length of 305.00 feet to the beginning of a reverse curve to the left, said beginning bearing radially North 80°03'52" East; thence Southeasterly through said curve which is concave to the Northeast, having a central angle of 51°09'25", a radius of 280.00 feet and an arc length of 250.00 feet to the Northeast, having a central angle 28'38'52", a radius of 250.00 feet and an arc length of 125.00 feet to a point which bears radially North 51°25'00" East and is on length of 125.00 feet to a point which bears radially North 51°25'00" East and is on the projected Easterly right of way South 38°35'00" East, 10.00 feet to the point of beginning.

Bearings are based on that line between the centerlines of Mariborough Lane and Madison Street at the Northerly line of Cambria Pines Manor Unit No. 7 as North 57"29"00" East per said Book 5. Page 16 of Maps.

#### PARCEL 2:

A 80 foot wide easement for ingress, egress, utility and incidental purposes over all that parcel of real property situated in the County of San Luis Obispo, State of California, being a portion of Lot 22 of Ward's Subdivision of Rancho Santa Rosa as shown on the map of said subdivision recorded in Book A, Page 69 of Waps in the office of the County Recorder of said County, said parcel is described as follows:

Beginning at a point on the Southerly line of said Lot 22, also being the Northwesterly corner of Block 174 of Cambria Pines Manor Unit No. 7 (as recorded August 9, 1930 in Book 5, Page 18 of Maps, said County and State) and a point on the Easterly line of Windsor Boulevard; thence along the Northerly line of said Northerly line of Cambria Pines Manor Unit No. 7, South 57\*09\*00" West 80.30 feet; thence leaving said Northerly line of Cambria Pines Manor No. 7, Northwesterly along a line parallel with the extension of Windsor Boulevard centerline North 38\*35\*00" West.

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Page 2 Escrow No. 256741

#### LEGAL DESCRIPTION EXHIBIT

3.98 feet to the beginning of a curve to the right, said beginning bearing radially North 51°23'00" East; thence Northwesterly through said curve which is concave to the Northeest, heving a central engle of 28°38'52", a radius of 310.00 feet and an arc length of 185.00 feet to the beginning of a reverse curve to the left, said beginning bearing radially North 80°03'52" East, thence Northeasterly along said radial North 80°03'52" East; thence Southeasterly through said curve which bears radially North 80°03'52" East; thence Southeasterly through said curve which is concave to the Northeast, having a central angle of 28°38'52", a radius of 250.00 feet and an arc length of 125.00 feet to a tangent point on the projected Easterly line of Mindsor Boulevard, thence along said projected easterly line South 38°35'00" East, 10.00 feet to the point of beginning. to the point of beginning.

Searings are based on that line between the centerlines of Mariborough Lane and Madison Street at the Mortherly line of Cambria Pines Manor Unit No. 7, as North 57"29"00" East per said Book 5, Page 16 of Maps.

DEEDLE GL-08/08/84M

MOV-13-00 14:44 From: FOX & SOHAGI

310-44-7613

T-970 P.02/03 Job-835

# CERTIFICATE OF ACCEPTANCE (Government Code § 27281)

This is to certify that the interest in real property conveyed by the deed dated November  $\frac{13}{2}$ , 2000, from the American Land Conservancy to the Cambria Community Services District ("the District"), a special district, is hereby accepted by the undersigned officer on behalf of the District pursuant to authority conferred by the action of the District Board on May 25, 2000, and the grantee consents to recordation thereof.

Dated: 11 13 2000 By Steen me

President, Board of Directors

Cambria Community Services District

END OF DOCUMENT

RECORDING REQUESTED BY
CHICAGO TITLE COMPANY
AND WHEN RECORDED MAIL THIS DEED AND, UNLESS
OTHERWISE SHOWN BELOW, MAIL TAX STATEMENTS TO:

CAMBRIA COMMUNITY SERVICES DISTRICT C/O FOX & SONAGI, LLP ATTN: DEBORAH FOX 10960 WILSHIRE BLVD., SUITE 1270 LOS ANGELES, CA 90024

Doc No: 2000-067845 Rpt No: 00088637 Official Records San Luis Obispo Co. Julie L. Rodewald NF -1 0.00 Recorder Nov 16, 2000 Time: 08:00 5] TOTAL 0.00

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KERRY LOUISE O'TOOLE Commission # 1242318	the same in his/he/their authorized
Notary Public - California Son Francisco County	capacit (ies), and that by his her/their
My Comm, Expirer Nov 19, 2003	finature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.
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Place Notary Seel Above	WITNESS my hand and official seal.  Leny Lause Doole
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Page 1 Escrow No. 256741 -FM

LEGAL DESCRIPTION EXHIBIT

#### PARCEL 1:

All that parcel of real property situate in the County of San Luis Obispo, State of California, being a portion of Lot 22 of Ward's Subdivision of Rancho Santa Rosa as shown on the map of said subdivision recorded in Book A, Page 69 of Maps, in the office of the County Recorder of said County. Said parcel is described as follows:

Begining at a point on the Southerly line of said Lot 22, also being the Northwesterly corner of Block 174 of Cambria Pines Manor Unit No. 7 (as recorded August 9, 1930 in Book 5, Page 15 of Maps, said County and State) and a point on the Easterly right of way of Windsor Boulevard; thence along the Northerly line of said Cambria Pines Manor Unit-No. 7, North 57°08'00" East, 402.44 feet; thence, continuing along said Northerly line North 55'38'00" East, 170.31 feet to the intersection with the centerline of Mariborough Lane; thence continuing on along said Northerly line, North 87°29'00" East, 185.93 feet to a point on the Westerly right of way of Madison Street; thence leaving said Northerly line of Cambria Pines Manor Unit No. 7. Morthwesterly along the projected bearing of the Westerly right of way of Madison Street North 38°35'00" West, 628.79 feet; thence South 57°10'00" West, 222.63 feet; thence North 32°50'00" West, 75.00 feet; thence South 57°10'00" West, 406.30 feet; thence South 01°19'08" West, 45.77 feet to the beginning of a curve to the left, said beginning bearing radially South 88°40'52" East, thence Southeasterly through said curve which is concave to the Northeast, having a central angle of 62°24'41", a radius of 280.00 feet and an arc length of 305.00 feet to the begining of a reverse curve to the right, said begining bearing radially South 28° 54' 27" West; thence Southeasterly through said curve which is concave to the Southwest, having a central angle of 51'09'25", a radius of 280.00 feet and an arc length of 250.00 feet to the beginning of areverse curve to the laft, said beginning bearing radially North 80°03'52" East; thence Southeasterly through said curve which is concave to the Northeast, having a central angle 28°38'52", a radius of 250.00 feet and an arc length of 125.00 feet to a point which bears radially North 51°25'00" East and is on the projected Easterly right of way of Windsor Boulevard; thence along said projected Easterly right of way South 38°35'00" East, 10.00 feet to the point of beginning.

Bearings are based on that line between the centerlines of Mariborough Lane and Madison Street at the Northerly line of Cambria Pines Manor Unit No. 7 as North 57°29'00" East per said Book 5, Page 18 of Maps.

### PARCEL 2:

A 60 foot wide easement for ingress, egress, utility and incidental purposes over all that parcel of real property situated in the County of San Luis Obispo. State of California, being a portion of Lot 22 of Ward's Subdivision of Rancho Santa Rosa as shown on the map of said subdivision recorded in Book A, Page 69 of Maps in the office of the County Recorder of said County, said parcel is described as follows:

Beginning at a point on the Southerly line of said Lot 22, also being the Northwesterly corner of Block 174 of Cambria Pines Manor Unit No. 7 (as recorded August 9, 1930 in Book 5, Page 16 of Maps. said County and State) and a point on the Easterly line of Windsor Boulevard; thence along the Northerly line of said Northerly line of Cambria Pines Manor Unit No. 7, South 57°09'00" West 60.30 feet; thence leaving said Northerly line of Cambria Pines Manor No. 7, Northwesterly along a line parallel with the extension of Windsor Boulevard centerline North 38°35'00" West.

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Page 2 Escrow No. 258741 -FM

## LEGAL DESCRIPTION EXHIBIT

3.98 feet to the beginning of a curve to the right, said beginning bearing radially North 51°25'00" East; thence Northwesterly through said curve which is concave to the Northwest, having a central angle of 28°38'52", a radius of 310.00 feet and an arc length of 185.00 feet to the beginning of a reverse curve to the left, said beginning bearing radially North 80°03'52" East, thence Northeasterly along said radial North 80°03'52" East, 50.00 feet to the beginning of a reverse curve which bears radially North 80°03'52" East; thence Southeasterly through said curve which is concave to the Northeast, having a central angle of 28°38'52", a radius of 250.00 feet and an arc length of 125.00 feet to a tangent point on the projected Easterly line of Mindsor Soulevard, thence along said projected easterly line South 38°35'00" East, 10.00 feet to the point of beginning.

Bearings are based on that line between the centerlines of Mariborough Lane and Madison Street at the Northerly line of Cambria Pines Manor Unit No. 7, as North 57°29'00" East per said Book 5, Page 16 of Maps.

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Description, 9000 67845 Page

Page 4 of 5

HOV-13-00 14:44 From: FOX & SCHAGI

310-444-7813

T-970 P.02/03 Job-835

# CERTIFICATE OF ACCEPTANCE (Government Code § 27281)

This is to certify that the interest in real property conveyed by the deed dated November 16, 2000, from the American Land Conservancy to the Cambria Community Services District ("the District"), a special district, is hereby accepted by the undersigned officer on behalf of the District pursuant to authority conferred by the action of the District Board on May 25, 2000, and the grantee consents to recordation thereof.

Dated: 11 13 2000

President, Board of Directors

Cambria Community Services District

FACTOR DOCUMENT

RECORDING REQUESTED BY	Doc No: 2000-067844	Rpt No: 00088636
CHICAGO TITLE COMPANY AND WHEN RECORDED MAIL TO	Official Records	UN 12,650.00
CAMERIA COMMUNITY SERVICES	San Luis Obispo Co. Julia L. Rodewald	NF -1 0.00
DISTRICT	Recorder	
C/O FOX & SCHAGI, LLP ATTN: DEBORAH FOX	Nav 16, 2000 Time: 08:00	
10960 WILSHIRE BLVD.	[ 9]	170741 12 450 00
SUITE 1270 LOS ANGELES, CA 90024	[ 2]	TOTAL 12,850.00
Escret No. 258359 - FM Order No. 258359 - W3	SPACE ABOVE THIS LINE FOR REC	ORDER'S USE
GRA	NT DEED 13,121, 21	22; 14 13,131, 31
THE UNDERSIGNED GRANTOR(3) DECLARE(5)	23.411.25	26 23,221,34;35;36,56
DOCUMENTARY TRANSFER TAX IS \$ 12,	23,121,4	2 23,221,57
computed on the full value of the interest or pro	perty conveyed, or is t or encumbrances remaining at time of tale, and	23,201,91
FOR A VALUABLE CONSIDERATION, re	ceipt of which is hereby acknowledged,	
AMERICAN LAND CONSERVANCY, A CALIFORNI	A NONPROFIT PUBLIC BENEFIT CORPOR	RATION
	FRED	FEE PAID EXEMPT OUT OF
hereby GRANT(S) to	3	C STATE
CAMBRIA COMMUNITY SERVICES DISTRICT.	A SPECIAL DISTRICT	
the following described real property in the County of San Luís Obispo	, State of California:	
LEGAL DESCRIPTION ATTACHED HE	ERETO AND MADE A PART HEREOF BY RE	FERENCE
Dated Nov 16, 2000		
	a California nonprofit public bena	
COUNTY OF SON Francisce	_1 55 // - + 0	programme • understand dynamics
On 11/13/00 b	Hore ma. By: Harriet Buc.	use
the undersigned a Notary Public in and for said County and State, personally appr	Usedat Duranea Densida	ht
Harriet Burgers		
personally known to me (or proved to me on the basis of evidence) to be the Gersonia, whose (arms(s) (a) are subscri	satisfactory bed to the	45F O 100E
within instrument and actions and me that he (Fig they as same in his (	Commission Commission	on # 1242318
directiples on the instrument the persons, or the entity upo which the persop(s) acted, executed the instrument.	Son Franc	ilir - Caillamia 🚦
WITNESS my hand and official seal.	My Comm. Ex	oircs Nov 19, 2003
Kerry Loux Etode.	11/11/03	
(1) Signature of Notary MAIL TAX STATEMENTS TO PARTY SHOWN ON FOLLOW	Date My Commission Expires FOR NOTARY SEAL OR	
SAME AS ABOVE		
Name Street	at Address Gity, S	State & Zip

Description: 2000.67844

Page 1 of 9

Page 1 Escrew No. 256359

#### LEGAL DESCRIPTION EXHIBIT

#### PARCEL 1:

Lot 23 of the map of the Subdivision off a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A. Page 69 of Maps in the office of the County Recorder of said County.

Except from said Lot 23 that portion thereof described in the deed to Corrine Koontz. a widow and Anne 5. Heheman, a widow as joint tenants recorded May 20, 1959 in Book 1001, Page 124 of Official Records.

#### PARCEL 2:

Lot 22 of the map of the Subdivision off a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A. Page 69 of Maps in the office of the County Recorder of said County.

Except therefrom that portion of Lot 22 conveyed to Cambria Union Elementary School District, a public school district by deed recorded December 29, 1995 under Recorder's Series number 1995-060386.

Lot 16% of the map of the Subdivision off a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A. Page 69 of Maps in the office of the County Recorder of said County.

#### PARCEL 4:

Lot 18% of the map of the Subdivision off a part of the Santa Rosa Rancho, in the County of San Luis Obispo. State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 89 of Maps in the office of the County Recorder of said County.

Except from said Lot 16Z those portions thereof described in the deed to the State of California recorded January 11, 1963 in Book 1220, Page 213 of Official Records.

Lot 16V of the map of the Subdivision off a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Waps in the office of the County Recorder of said County.

#### PARCEL 6:

Lot 16W of the map of the Subdivision off a part of the Santa Rosa Rancho. in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded DE EDL ECT.-04/09/8466

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Page 2 Escrow No. 258359

#### DESCRIPTION I FGAL EXHIBIT

April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

Except form said Lot 16# those portions described in the deed to the State of California recorded January 11, 1983 in Book 1220, Page 213 of Official Records.

#### PARCEL 7:

Lot 17% of the map of the Subdivision off a part of the Santa Rosa Rancho, in the County of San Luis Obiapo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

#### PARCEL 8:

That portion of Lot 11 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H. C. Ward and Recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County, described as follows:

Beginning at a point in the center of the Santa Rose Creek, said point being due North of a stake marked '84', said stake being the corner common to Lots Number 11, 17% and 18% of said subdivision; thence South to said stake '84'; thence Southerly twenty seven (27) chains to eight (8) links to a stake marked '58'; thence at right angles and Easterly eight (8) chains to a stake marked '52'; thence at right angle and Northerly to the center of said Santa Rosa Creek; thence down the center of said creek to the place of beginning.

EXCEPTING therefrom those portions thereof described in the Deed to the State of California recorded January 11, 1963 in Book 1220, Page 213 of Official Records.

### PARCEL 9:

Lot 11 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County.

EXCEPTING therefrom that portion thereof described in the Deed to the United States of America recorded August 12, 1959 in Book 1016, Page 499 of Official Records.

ALSO EXCEPTING therefrom that portion of Lot 11 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California. surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County, described as follows:

Seginning at a point in the center of the Santa Rosa Creek, said point being due North of a stake marked '84', said stake being the corner common to Lots Number 11, 17W and 18W of said subdivision; thence South to said stake '84'; thence Southerly twenty seven (27) chains and eight (8) links to a stake morked '58'; thence at right angles and Easterly eight (8) chains to a stake marked '52'; thence at right angles

Page 3 Escrow No. 256359

#### DESCRIPTION LEGAL

and Northerly to the center of said Santa Rosa Creek; thence down the center of said creek to the place of beginning.

That portion of Lot 10 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H. C. Ward and recorded April 1, 1873 in Book A. Page 69 of Maps, in the Office of the County Recorder of said County, described as follows:

Beginning at a point in the Southwesterly line of said Lot 10 which is South 30° 15' East 435 feet from the most Westerly corner of said Lot 10, said point being the most Westerly corner of the property conveyed to Ernest Galbraith, et ux., by Deed dated Westerly corner of the property conveyed to Ernest Galbraith, et ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page 301 of Official Records, records of said County; thence North 46° 42′ East, 242.80 feet; thence North 77° 35′ East, 81.21 feet; thence South 73° 52′ East, 233.45 feet; thence North 66° 21′ East, 242.80 feet; thence Nort 431.19 feet; thence South 33° 53' East, 130.13 feet; thence South 49° 18' East, 83.49 fest; thence South 54° 03' East. 87.74 feet; thence South 29' 18' East, 151.54 feet to a point on the Southeasterly of said Lot 10 which is South 59° 45' West 195 feet more or less from the most Easterly corner of said Lot 10, said point being the most Easterly corner of the property conveyed to Ernest Galbreith, et ux., as aforesald; thence North 59° 45' East along the Southeasterly line of said Lot 10, 195 feet more or less to the most Easterly corner of said Lot; thence North 28° 15' West, along the Northeasterly line of said Lot 10, 918.72 feet, more or less, to the center line of Said Lot 10, 918.72 feet, more or less, to the center line of Santa Rosa Craek; thence Southwesterly along said center line to the most Westerly corner of said Lot; thence South 30° 15' East, along the Southwesterly line of said Lot, 435 feet to the Point of Beginning.

EXCEPTING therefrom that portion of Lot 10 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California. surveyed by H.C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps. In the Office of the County Recorder of said County, described as follows:

Beginning at a point in the Southwesterly line of said Lot 10 which is South 30' 15' East 435 feet from the most Westerly corner of said Lot 10, said point being the most Westerly corner of the property conveyed to Ernest Galbraith, et ux., by Deed dated, July 11, 1947 and recorded July 21, 1947 in Book 448, Page 301 of Official Records, records of said County; thence along the Northwesterly line of said property the following courses and distances; North 28° 30' East, 415 feet; thence North 69° East, 185 feet: thence leaving said Northwesterly line, South 71' East, 92.5 feet to a point in the Northwesterly line of said conveyed property which is South 69° West. 200 feet from the east side of a water trough; thence continuing along the Northwesterly and Northeasterly lines of said property conveyed to Ernest Galbraith, et ux., as aforesaid, the following courses and distances; South 21° East, 25 feet; thence North 69° East, 114 feet; thence Southeasterly in a direct line to a point on the Southeasterly line of said Lot 10 which is South 59° 45' West 195 feet from the most Easterly corner of said Lot 10, said point being the most Easterly corner of the property conveyed to Ernest Galbraith, et ux, as aforesaid; thence leaving the Northeasterly line of said conveyed property, North 59° 45° East along the Southeasterly line of said Lot 10, 195 feet to the most Easterly corner of said Lot; thence North 28° 15' West, along the Northeasterly line of said Lot 10, 918.72 feet. more or less, to the center line of Santa Rosa Creek; thence Southwesterly along

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#### LEGAL DESCRIPTION EXHIBIT

said centerline to the most Westerly corner of said Lot; thence South 30° 15' East, along the Southwesterly line of said Lot, 435 feet to the Point of Beginning.

ALSO EXCEPTING therefrom that portion of Lot 10 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County, described as follows:

Commencing at a point in the Southwesterly line of said Lot 10 which is South 30° 30° East 436 feet from the most Westerly corner of said Lot 10, said point being the most Westerly corner of the property conveyed to Ernest Galbraith, at ux, by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page 301 of Official Records, records of said County; thence along the Northwesterly line of said property the following courses and distances; North 28° 30' East, 415 feet; thence North 69° East, 185 feet to the True Point of Beginning; thence continuing along said Northwesterly line South 21° East, 58 feet; thence North 69° East, 65 feet to a point in said Northwesterly line which is South 69° West, 200 feet from the East side of a water trough; thence leaving said Northwesterly line, North 71° West, 92.5 feet to the True Point of Beginning

#### PARCEL 11:

That portion of Lot 10 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H. C. Ward and recorded April 1, 1873 in Book A. Page 69 of Maps, in the Office of the County Recorder of said County, described as follows:

Commencing at a point in the Southwesterly line of said Lot 10 which is South 30° 30' East 435 feet from the most Westerly corner of said Lot 10, said point being the most Westerly corner of the property conveyed to Ernest Galbraith, et ux., by Deed dated July 11, 1847 and recorded July 21, 1947 in Book 448, Page 301 of Official Records, records of said county; thence along the Northwesterly line of said property the following courses and distances; North 28° 30' East, 415 feet; thence North 69° East, 185 feet to the True Point of Beginning; thence continuing along the Northwesterly line South 21° East, 58 feet; thence North 69° East, 65 feet to a point in said Northwesterly line which is South 69° West. 200 feet from the East side of a water trough; thence leaving said Northwesterly line, North 71° West, 92.5 feet to the True Point of Beginning.

#### PARCEL 12:

That portion of Lot 10 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County, described as follows:

Beginning at a point in the Southwesterly line of said Lot 10 which is South 30° 15' East 435 feet from the most Westerly corner of said Lot 10, said point beginning the most Westerly corner of the property conveyed to Ernest Gilbraith, et ux.. by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448. Page 301 of Official Records, records of said County; thence along the Northwesterly line of said property the following courses and Jistances; North 28° 30' East, 415 feet; thence North 69°

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Page 5 Escrow No. 256359

#### LEGAL DESCRIPTION EXHIBIT

East, 185 feet; thence leaving said Northwesterly line. South 71° East, 92.5 feet to a point in the Northwesterly line of said conveyed property which is South 69° West, 200 feet from the East side of a water trough; thence continuing along the Northwesterly and Northeasterly lines of said property conveyed to Ernest Galbraith. et ux., as aforesaid, the following courses and distances; South 21° East, 25 feet; thence North 69° East, 114 feet; thence Southeasterly in a direct line to a point on the Southeasterly line of said Lot 10 which is South 59° 45' West 195 feet from the most Easterly corner of said Lot 10, said point being the most Easterly corner of the property conveyed to Ernest Galbraith, at ux., as aforesaid; thence leaving the Northeasterly fine of said conveyed property. North 59° 45' East along the Southeasterly line of said Lot 10, 195 feet to the most Easterly corner of said Lot; thence North 28° 15' West, along the Northeasterly line of said Lot 10, 918.72 feet, more or less to the center line of Santa Rosa Creek; thence Southwesterly along said centerline to the most Westerly corner of said Lot; thence South 30° 15' East, along the Southwesterly line of said Lot, 435 feet to the Point of Beginning.

EXCEPTING therefrom any portion thereof lying within the property described as Parcel 1 in the Deed to Orval W. McNay and Nettle M. McNay recorded April 29, 1952 in Book 855, Page 648 of Official Records.

#### PARCEL 13:

Lot 21 in Block 236 of Tract No. 26, in the County of San Luis Obispo, State of California, according to the map thereof recorded February 16, 1937 in Book 5, Page 48 of Maps, in the Office of the County Recorder of said County.

Except therefrom that portion of said Lot 21 lying Northerly of the Southerly line of that certain right of way for Public Highway granted to the County of San Luis Chispo, by Deed dated April 19, 1938 and recorded June 21, 1938 in Book 241, Page 287 of Official Records, in the Office of the County Recorder of said County.

Lot 15 in Block 236 of Tract No. 26, in the County of San Luis Obispo, State of California, according to the map thereof recorded February 16, 1937 in Book 5, Page 46 of Maps, in the Office of the County Recorder of said County.

#### PARCEL 15:

Lot 16 In Block 236 of Tract No. 26, in the County of San Luis Chispo, State of California, according to the map thereof recorded February 16, 1937 in Book 5, Page 46 of Maps, in the Office of the County Recorder of said County.

#### PARCEL 16:

Lot 45 in Block 19 of Cambria Pines Manor, Unit No. 1, in the County of San Luis Obispo. State of California, according to map recorded July 6, 1929 in Book 5 at Page 8 of Maps. in the Office of the County Recorder of said County

#### PARCEL 17:

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Page 8 Escrow No. 258359 -FM

### LEGAL DESCRIPTION EXHIBIT

Lot 46 in block 19 of Cambria Pines Manor Unit no. 1, in the County of San Luis Obispo, State of California, according to the map recorded July 6, 1929 in book 5 at page 8 of maps in the office of the County Recorder of said County.

#### PARCEL 18:

Lot 47 in block 19 of Cambria Pines Manor Unit no. 1, in the County of San Luis Obispo, State of California, according to the map recorded July 6, 1929 in book 5 at page 5 of maps in the office of the County Recorder of said County.

#### PARCEL 19

Lot 50 in Block 19 of Cambria Pines Manor Unit No. 1 in the County of San Luis Obispo, State of California, according to map filed July 5, 1928 in Book 5 at Page 8 of Maps, in the Office of the County Recorder of Said County.

#### PARCEL 20:

Lot 51 in Block 19 of Cambria Pines Manor Unit No. 1 in the County of San Luis Obispo, Stata of California, according to map filed July 5, 1929 in Book 5 at Page 8 of Maps, in the Office of the County Recorder of said County.

### PARCEL 21:

Lot 63 in Block 19 of Cambria Pines Manor Unit No. 1, in the County of San Luis Obispo, State of California, according to map recorded July 6, 1929 in Book 5 at page 8 of Maps, in the Office of the County Recorder of said County.

#### PARCEL 22:

Lot 64 in Block 19 of Cambria Pines Manor Unit No. 1, in the County of San Luis Obispo, State of California, according to map recorded July 6, 1929 in Book 5 at page 8 of Maps, in the Office of the County Recorder of Said County.

#### PARCEL 23:

Lot 65 in Block 19 of Cambria Pines Manor Unit No. 1, in the County of San Luis Obispo, State of California, according to map recorded July 6, 1929 in Book 5 at page 8 of Maps, in the Office of the County Recorder of said County.

#### PARCEL 24:

Lot 1 in Block 1 of Cambria Pines Manor Unit No. 1, in the County of San Luis Obispo, State of California, according to map recorded July 6, 1929 in Book 5, Page 8 of Maps, in the Office of the County Recorder of said County.

#### PARCEL 25:

Lot 2 in Block 1 of Cambria Pines Manor Unit No. 1, in the County of San Luis Obispo. State of California, according to map recorded July 6, 1929 in Book 5, Page 8 of Maps, in the Office of the County Recorder of said County.

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LEGAL DESCRIPTION EXHIBIT

#### PARCEL 28:

Lot 17Z of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of Said County.

Except from said Lot 17Z those portions thersof described in the deed to the State of California recorded January 11, 1963 in Book 1220, Page 213 of Official Records.

#### PARCEL 27

Lot 17V of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. c. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

#### PARCEL 28:

Lot 17W of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A. Page 89 of Maps in the office of the County Recorder of said County.

Except from said Lot 17% those portions thereof described in the deed to the State of California recorded January 11, 1963 in Book 1220, Page 213 of Official Records.

### PARCEL 29:

Lot 18V of the Map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A. Page 69 of Maps in the office of the County Recorder of Said County.

#### PARCEL 30:

Lot 18W of the map of the Subdivision of a part of the Santa Rosa Rancho. In the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

Except from said Lot 18 that portion thereof described as Parcel 74-71A in Final Order of Condemnation recorded November 22, 1978 in Book 2116, Page 63 of Official Records.

### PARCEL 31:

Lot 15 in Block 42 of Cambria Pines Unit No. 5, in the County of San Luis Obispo State of California, according to map recorded April 18, 1929 in Book 5, Page 2 of Maps, in the Office of the County Recorder of said County.

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MOY-12-00 14:44 From: FOX & SOHAGE

310-444-7813

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# CERTIFICATE OF ACCEPTANCE (Government Code § 27281)

This is to certify that the interest in real property conveyed by the deed dated November 16, 2000, from the American Land Conservancy to the Cambria Community Services District ("the District"), a special district, is hereby accepted by the undersigned officer on behalf of the District pursuant to authority conferred by the action of the District Board on May 25, 2000, and the grantee consents to recordation thereof.

Dated: 11/13/2000

President, Board of Directors Cambria Community Services District

· YE JE DOCUMENT

# RECORDING REQUESTED BY: CHICAGO TITLE

# RECORDING REQUESTED BY AND WHEN RECORDED MAIL TO:

Cambria Community Services District c/o Fox & Sohagi, LLP 10960 Wilshire Blvd., Suite 1270 Los Angeles, CA 90024 Attn: Deborah Fox

Escrow No. 256359 - FM Order No. 256359 - KMS Official Records
San Luis Obispo Co.
Julie L. Rodewald
Recorder
Nov 16, 2000
Time: 08:00

[ 17]

Ret No: 00088638

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0.00

Total

O.00

# DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS

This DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS ("Declaration"), dated November <u>I</u>(o, 2000 for reference purposes, is made by CAMBRIA COMMUNITY SERVICES DISTRICT, a special district ("Owner").

# RECITALS

- A. Owner is the fee owner of that certain real property located in the County of San Luis Obispo, California, and legally described in Exhibit A, attached hereto and incorporated herein by this reference (the "Property"). The Property was acquired pursuant to (i) a grant from the State Coastal Conservancy, an agency of the State of California (the "Conservancy"), (ii) certain funds allocated from the State of California, acting by and though the California Department of Transportation ("Caltrans"), as provided in Section 133(d)(2) of the United States Code Annotated Title 23, and (iii) certain other funds, for the following public purposes:
- (1) for use of the Property for purposes of resource enhancement and public access (the "Permitted REA Uses"); and
- (2) for utilizing that portion of the Property described and depicted on Exhibit B, attached hereto and incorporated herein by this reference (the "View Shed Corridor"), for purposes of transportation enhancement activities (the "Permitted TEA Activities") directly related to that section of U.S. Highway 1 contained within the View Shed Corridor (the "Caltrans Facilities"), for the benefit of the Property and the Caltrans Facilities.
- B. This Declaration is to effectuate the desire of Owner, the Conservancy and Caltrans to impose on the Property certain restrictions limiting use of the Property to the Permitted REA Uses, subject to the additional Permitted TEA Activities which shall be limited solely to the View Shed Corridor.

# **DECLARATION**

Owner makes the following declaration as to covenants, conditions, restrictions, limitations and uses to which the Property may be put, specifying that this Declaration shall constitute covenants to run with the land and shall be binding on Owner, and its successors, heirs and assigns, and all subsequent owners of all or any part of the Property, together with their grantees, successors, heirs, executors, administrators, devisees, or assigns:

# 1. Covenants, Conditions and Restrictions relating to Property.

- permitted other than the Permitted TEA Activities which are strictly limited to the View Shed Corridor as provided in Section 2 below, except by specific act of the California State Legislature. Without the written permission of the Executive Officer of the Conservancy, Owner shall not use or allow the use of any portion of the Property for mitigation (in other words, to compensate for adverse changes to the environment elsewhere). All funds generated in connection with any authorized or allowable mitigation on the Property shall be remitted promptly to the Conservancy until the Conservancy has been fully paid for all of its past, present, and future costs with respect to the Property, including, without limitation, staff, planning, development, restoration, operation and maintenance, and monitoring costs, and acquisition costs at fair market value as of the time the mitigation is to begin.
- (b) The Property (including any portion of it or any interest in it) may not be used as security for any debt without the written approval of the State of California, acting through the Executive Officer of the Conservancy, or its successor.
- (c) The Property (including any portion of it or any interest in it) may not be transferred without the approval of the State of California, through the Executive Officer of the Conservancy, or its successor.
- (d) Owner is obligated to use, manage, operate and maintain the Property as described in the "USE, MANAGEMENT, OPERATION AND MAINTENANCE" section of California State Coastal Conservancy Grant Agreement No. 99-122, as it may be amended from time to time, subject to the Permitted TEA Activities which are limited to the View Shed Corridor in accordance with Section 2(a) below.
- provided in Section 2(c) below, if the existence of Owner ceases for any reason or if any of the provisions stated in Sections 1(a) through 1(d), inclusive, above are violated, all of Owner's right, title and interest in the Property shall automatically vest in the State of California for the benefit of the Conservancy or its successor, upon acceptance of the Property and approval of the State Public Works Board; provided, however, that the State, through the Executive Officer of the Conservancy, or its successor, may designate another public agency or a nonprofit organization to accept the right, title and interest, in which case vesting shall be in that agency or organization rather than in the State.

# 2. Covenants, Conditions and Restrictions Relating to View Shed Corridor.

- (a) Subject to Section 1 above, Owner is obligated to use, manage, operate and maintain the View Shed Corridor consistent with the Permitted TEA Activities pursuant to Program Supplement No. 003-M to Administering Agency-State Agreement for Federal-Aid Projects No.53-6078, for Project Number STPLEC-6078(004), as it may be amended from time to time.
- (b) The responsibilities of Owner set forth in Section 2(a) above may not be transferred without the prior written consent of Caltrans.
- (c) Subject to the provisions of Sections 1(c) and 1(e) above, if any of the provisions stated in Sections 2(a) or 2(b) are violated, Owner shall, upon demand by Caltrans, convey the View Shed Corridor, including all improvements thereon, to Caltrans or refund to Caltrans its proportional interest in the then fair market value of the View Shed Corridor established by appraisal or arbitration between Caltrans, the Conservancy and Owner so as to extinguish Caltrans' claim upon the View Shed Corridor. Caltrans' proportional interest shall be measured by the value of the contributions made by Caltrans and other public entities toward the View Shed Corridor, including all improvements thereon.
- (d) In the event that Caltrans should require conveyance of all or a portion of the View Shed Corridor as provided in Section 2(c) above, Owner would be entitled to retain or receive only the pro rata capital contribution made by Owner at the then fair market value as established by appraisal or arbitration between Caltrans, the Conservancy and Owner.
- damage or liability occurring by reason of anything done or omitted to be done by Owner under or in connection with any work, authority or jurisdiction delegated to Owner under Section 2(a) above. It is understood and agreed that, pursuant to Government Code Section 895.4, Owner shall fully defend, indemnify and save harmless the State of California, all officers, and employees from all claims, suits or actions of every name, kind and description brought for or on account of injury (as defined in Gov. Code § 810.8) occurring by reason of anything done or omitted to be done by Owner under Section 2(a) above. Caltrans reserves the right to represent itself in any litigation in which Caltrans' interests are at stake.
- 3. <u>Enforcement</u>. Owner acknowledges and agrees that enforcement of this Declaration shall be by proceedings at law or in equity against any person or persons violating or attempting to violate any covenant either to restrain violation or to recover damages.
- 4. <u>Severability</u>. Invalidation of any one of these covenants by judgment or court order shall in no way affect any of the other provisions which shall remain in full force and effect.

5. <u>Counterparts</u>. This Declaration may be executed in two (2) or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. The parties authorize each other to detach and combine original signature pages and consolidate them into a single identical original. Any one of such completely executed counterparts shall be sufficient proof of this Declaration.

IN WITNESS WHEREOF, Owner has executed this Declaration as set forth below.

## OWNER:

CAMBRIA COMMUNITY SERVICES DISTRICT, a special district

Dated: November 13, 2000

By: Helen May
Title: Pravident CCSD

# Exhibits:

A - Legal Description of Property

B - Legal Description and Map of View Shed Corridor

# CONSERVANCY:

# APPROVED AS TO FORM AND CONTENT:

STATE COASTAL CONSERVANCY, an agency of the State of California

Dated: November \_\_\_\_, 2000

By:\_\_\_\_\_\_
Name:\_\_\_\_\_
Title:

Sent By: HP LaserJet 3100;

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order shall in no way affect any of the other effect.	f any one of these covenants by judgment or court provisions which shall remain in full force and has executed this Declaration as set forth below.
	OWNER:
	CAMBRIA COMMUNITY SERVICES DISTRICT, a special district
Dated: November, 2000	By:
	Title:
Exhibits:	
A - Legal Description of Property  B - Map of View Shed Corridor  C - Description of Calirans Facilities	
1	CONSERVANCY:
APPROVED AS TO FORM AND	·
	STATE COASTAL CONSERVANCY, an agency of the State of California
Dated: November 13, 2000	By: Will ahen Name: WILLIAM AHERN Title: EXECUTIVE OFFICER

# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT State of California personally appeared personally known to me 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 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) LAURA C. DARLING Commission # 1182240 acted, executed the instrument. Notary Public - California San Luis Obispo County WITNESS my hand and official seal. Ay Comm. Expires May 2, 2002 Place Notary Seal Above **OPTIONAL** Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document. Title or Type of Document Declaration of Cover Number of Pages: Document Date: Signer(s) Other Than Named Above: Capacity(ies) Claimet by Signer Signer's Name: \_ □ Individual □ Corporate Officer — Title(s): ☐ Partner — ☐ Limited ☐ General ☐ Attorney in Fact ☐ Trustee ☐ Guardian or Conservator Other: Signer Is Representing:

Nov-9-00 4:17PM; Page 7/9

TATE OF CALIFORNIA
COUNTY OF Alimeda )
2000, before me, the undersigned, a notary public for the state,
personally appeared Atry Ling Lin William Ahern
personally known to me. OR -  proved to me on the basis of satisfactory evidence
The state of the s
the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to the that he/she/they executed the same in his/ber/their authorized capacity(les), 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
My Comm. Expires Jan. 18, 2001
Print Name: Man Ling Lin NOTARY SEAL

I CERTIFY UNDER THE PENALTY OF PERJURY THAT THE NOTARY SEAL ON THE DOCUMENT TO WHICH THIS STATEMENT IS ATTACHED READS AS FOLLOWS:

NAME OF NOTARY: Laura C. Darling NAME OF COUNTY: San Luis Obispo DATE COMMISSION EXPIRES: May 2, 2002

COMMISSION NUMBER: 1182240

William R Retz

DATED: November 15, 2000

SAN LUIS OBISPO, CA

# LEGAL DESCRIPTION OF PROPERTY

The real property referred to herein as the "Property" is located in the County of San Luis Obispo, California, and is legally described as follows:

### PARCEL 1:

Lot 23 of the map of the Subdivision off a part of the Santa Rosa Rancho, in the County of San Luis Obișpo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County:

Except from said Lot 23 that portion thereof described in the deed to Corrine Koontz, a widow and Anne S. Heheman, a widow as joint tenants recorded May 20, 1959 in Book 1001, Page 124 of Official Records.

## PARCEL 2:

Lot 22 of the map of the Subdivision off a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

Except therefrom that portion of Lot 22 conveyed to Cambria Union Elementary School District, a public school district by deed recorded December 29, 1995 under Recorder's Series number 1995-060386.

### PARCEL 3:

Lot 16X of the map of the Subdivision off a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

### PARCEL 4:

Lot 16Z of the map of the Subdivision off a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

Except from said Lot 16Z those portions thereof described in the deed to the State of California recorded January 11, 1963 in Book 1220, Page 213 of Official Records.

# PARCEL 5:

Lot 16V of the map of the Subdivision off a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

### PARCEL 6:

Lot 16W of the map of the Subdivision off a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

Except form said Lot 16W those portions described in the deed to the State of California recorded January 11, 1963 in Book 1220, Page 213 of Official Records.

## PARCEL 7:

Lot 17X of the map of the Subdivision off a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

#### PARCEL 8:

That portion of Lot 11 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H. C. Ward and Recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County, described as follows:

Beginning at a point in the center of the Santa Rosa Creek, said point being due North of a stake marked '84', said stake being the corner common to Lots Number 11, 17W and 18W of said subdivision; thence South to said stake '84'; thence Southerly twenty seven (27) chains to eight (8) links to a stake marked '58'; thence at right angles and Easterly eight (8) chains to a stake marked '52'; thence at right angle and Northerly to the center of said Santa Rosa Creek; thence down the center of said creek to the place of beginning.

EXCEPTING therefrom those portions thereof described in the Deed to the State of California recorded January 11, 1963 in Book 1220, Page 213 of Official Records.

# PARCEL 9:

Lot 11 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County.

EXCEPTING therefrom that portion thereof described in the Deed to the United States of America recorded August 12, 1959 in Book 1016, Page 499 of Official Records.

ALSO EXCEPTING therefrom that portion of Lot 11 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County, described as follows:

Beginning at a point in the center of the Santa Rosa Creek, said point being due North of a stake marked '84', said stake being the corner common to Lots Number 11, 17W and 18W of said subdivision; thence South to said stake '84'; thence Southerly twenty seven (27) chains and eight (8) links to a stake marked '58'; thence at right angles and Easterly eight (8) chains to a stake marked '52'; thence at right angles and Northerly to the center of said Santa Rosa Creek; thence down the center of said creek to the place of beginning.

## PARCEL 10:

That portion of Lot 10 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County, described as follows:

Beginning at a point in the Southwesterly line of said Lot 10 which is South 30° 15' East 435 feet from the most Westerly corner of said Lot 10, said point being the most Westerly corner of the property conveyed to Ernest Galbraith, et ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page 301 of Official Records, records of said County; thence North 46° 42' East, 242.80 feet; thence North 77° 35' East, 91.21 feet; thence South 73° 52' East, 233.45 feet; thence North 66° 21' East, 431.19 feet; thence South 33° 53' East, 130.13 feet; thence South 49° 18' East, 83.49 feet; thence South 54° 03' East, 87.74 feet; thence South 29° 18' East, 151.54 feet to a point on the Southeasterly of said Lot 10 which is South 59° 45' West 195 feet more or less from the most Easterly corner of said Lot 10, said point being the most Easterly corner of the property conveyed to Ernest Galbraith, et ux., as aforesaid; thence North 59° 45' East along the Southeasterly line of said Lot 10, 195 feet more or less to the most Easterly corner of said Lot; thence North 28° 15' West, along the Northeasterly line of said Lot 10, 918.72 feet, more or less, to the center line of Santa Rosa Creek; thence Southwesterly along said center line to the most Westerly corner of said Lot; thence South 30° 15' East, along the Southwesterly line of said Lot, 435 feet to the Point of Beginning.

EXCEPTING therefrom that portion of Lot 10 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H.C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County, described as follows:

Beginning at a point in the Southwesterly line of said Lot 10 which is South 30° 15' East 435 feet from the most Westerly corner of said Lot 10, said point being the most Westerly corner of the property conveyed to Ernest Galbraith, et ux., by Deed dated, July 11, 1947 and recorded July 21, 1947 in Book 448, Page 301 of Official Records, records of said County; thence along the Northwesterly line of said property the following courses and distances; North 28° 30' East, 415 feet; thence North 69° East, 185 feet; thence leaving said Northwesterly line, South

71° East, 92.5 feet to a point in the Northwesterly line of said conveyed property which is South 69° West, 200 feet from the east side of a water trough; thence continuing along the Northwesterly and Northeasterly lines of said property conveyed to Ernest Galbraith, et ux., as aforesaid, the following courses and distances; South 21° East, 25 feet; thence North 69° East, 114 feet; thence Southeasterly in a direct line to a point on the Southeasterly line of said Lot 10 which is South 59° 45' West 195 feet from the most Easterly corner of said Lot 10, said point being the most Easterly corner of the property conveyed to Ernest Galbraith, et ux, as aforesaid; thence leaving the Northeasterly line of said conveyed property, North 59° 45' East along the Southeasterly line of said Lot 10, 195 feet to the most Easterly corner of said Lot; thence North 28° 15' West, along the Northeasterly line of said Lot 10, 918.72 feet, more or less, to the center line of Santa Rosa Creek; thence Southwesterly along said centerline to the most Westerly corner of said Lot; thence South 30° 15' East, along the Southwesterly line of said Lot, 435 feet to the Point of Beginning.

ALSO EXCEPTING therefrom that portion of Lot 10 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County, described as follows:

Commencing at a point in the Southwesterly line of said Lot 10 which is South 30° 30' East 435 feet from the most Westerly corner of said Lot 10, said point being the most Westerly corner of the property conveyed to Ernest Galbraith, et ux, by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page 301 of Official Records, records of said County; thence along the Northwesterly line of said property the following courses and distances; North 28° 30' East, 415 feet; thence North 69° East, 185 feet to the True Point of Beginning; thence continuing along said Northwesterly line South 21° East, 58 feet; thence North 69° East, 65 feet to a point in said Northwesterly line which is South 69° West, 200 feet from the East side of a water trough; thence leaving said Northwesterly line, North 71° West, 92.5 feet to the True Point of Beginning

#### PARCEL 11:

That portion of Lot 10 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County, described as follows:

Commencing at a point in the Southwesterly line of said Lot 10 which is South 30° 30' East 435 feet from the most Westerly corner of said Lot 10, said point being the most Westerly corner of the property conveyed to Ernest Galbraith, et ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page 301 of Official Records, records of said county; thence along the Northwesterly line of said property the following courses and distances; North 28° 30' East, 415 feet; thence North 69° East, 185 feet to the True Point of Beginning; thence continuing along the Northwesterly line South 21° East, 58 feet; thence North 69° East, 65 feet to a point in said Northwesterly line which is South 69° West, 200 feet from the East side of a water trough; thence leaving said Northwesterly line, North 71° West, 92.5 feet to the True Point of Beginning.

#### PARCEL 12:

That portion of Lot 10 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County, described as follows:

Beginning at a point in the Southwesterly line of said Lot 10 which is South 30° 15' East 435 feet from the most Westerly corner of said Lot 10, said point beginning the most Westerly corner of the property conveyed to Ernest Galbraith, et ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page 301 of Official Records, records of said County; thence along the Northwesterly line of said property the following courses and distances; North 28° 30' East, 415 feet; thence North 69° East, 185 feet; thence leaving said Northwesterly line, South 71° East, 92.5 feet to a point in the Northwesterly line of said conveyed property which is South 69° West, 200 feet from the East side of a

water trough; thence continuing along the Northwesterly and Northeasterly lines of said property conveyed to Ernest Galbraith, et ux., as aforesaid, the following courses and distances; South 21° East, 25 feet; thence North 69° East, 114 feet; thence Southeasterly in a direct line to a point on the Southeasterly line of said Lot 10 which is South 59° 45' West 195 feet from the most Easterly corner of said Lot 10, said point being the most Easterly corner of the property conveyed to Ernest Galbraith, et ux., as aforesaid; thence leaving the Northeasterly line of said conveyed property, North 59° 45' East along the Southeasterly line of said Lot 10, 195 feet to the most Easterly corner of said Lot; thence North 28° 15' West, along the Northeasterly line of said Lot 10, 918.72 feet, more or less to the center line of Santa Rosa Creek; thence Southwesterly along said centerline to the most Westerly corner of said Lot; thence South 30° 15' East, along the Southwesterly line of said Lot, 435 feet to the Point of Beginning.

EXCEPTING therefrom any portion thereof lying within the property described as Parcel 1 in the Deed to Orval W. McNay and Nettie M. McNay recorded April 29, 1952 in Book 655, Page 548 of Official Records.

# PARCEL 13:

Lot 17Z of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

Except from said Lot 17Z those portions thereof described in the deed to the State of California recorded January 11, 1963 in Book 1220, Page 213 of Official Records.

# PARCEL 14:

Lot 17V of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. c. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

#### PARCEL 15:

Lot 17W of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

Except from said Lot 17W those portions thereof described in the deed to the State of California recorded January 11, 1963 in Book 1220, Page 213 of Official Records.

## PARCEL 16:

Lot 18V of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

## PARCEL 17:

Lot 18W of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

Except from said Lot 18 that portion thereof described as Parcel 74-71A in Final Order of Condemnation recorded November 22, 1978 in Book 2116, Page 63 of Official Records.

# LEGAL DESCRIPTION AND MAP OF VIEW SHED CORRIDOR

The real property referred to herein as the "View Shed Corridor" is located in the County of San Luis Obispo, California, is legally described as follows, and is depicted on the attached map:

#### Parcel 1:

All that portion of Lot 11 and of Lots 17 W and 17Z of Ward's Subdivision of Rancho Santa Rosa, as per Map recorded in Book A of Maps, page 69, Records of San Luis Obispo County, California, bounded as follows:

On the North by the North line of said lot 17W;

On the West by a line parallel with and 461.03 feet Easterly of the West line of said Lots 17W and 17Z;

On the South by the South line of said Lot 17Z;

And on the East by the West line of the California State Highway 1 Right of Way and by a line parallel with and 50.00 feet South-Westerly of that certain 20.00 foot Access and Sewer Pipeline Easement described as Parcel 74-71B in document recorded in Book 2116 of Official Records, page 63, Records of said County.

#### Parcel 2:

All that portion of Lot 11 and Lot 16 of Ward's Subdivision of Rancho Santa Rosa, as per Map recorded in Book A of Maps, page 69, Records of San Luis Obispo County, California, bounded as follows:

On the North by a line parallel with and 50.00 feet Southerly of that certain 10.00 foot Sewer Pipeline Easement described as Parcel 74-80 in Document recorded in Book 2116 of Official Records, page 63, Records of said County;

On the West by the East line of the California State Highway 1 Right of Way;

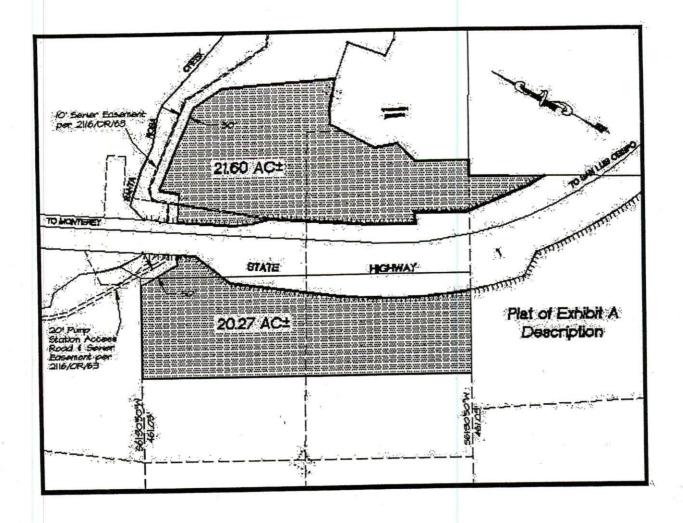
And on the South and East by the following described line:

Beginning at a point in the East line of said California State Highway 1 Right of Way at the intersection with the West line of Cambria Pines Manor Unit No. 1, as per Map recorded in Book 5 of Maps, page 8, Records of said County;

Thence Northerly and Easterly along the following courses as said courses are shown on Record of Survey recorded in Book 69 of Records of Surveys, page 74, Records of said County:

- 1) North 28°19'22" West, 416.78 feet;
- 2) North 62°00'25" East, 90.41 feet;
- 3) North 28°34'19" West, 291.08 feet;
- 4) North 17°37'13" East, 135.75 feet;
- 5) North 39°11'44" West, 121.52 feet;
- 6) North 0°55'15" East, 270.26 feet;
- 7) North 60°20'55" East, 81.59 feet;
- 8) North 73°29'07" East, 167.52 feet;

Thence North 32°11'58" West, a distance of 622.03 feet to the point of Terminus in the herein described parallel line.



# Clarity:

10' Sewer Easement per 2116/OR 63

20 Pump Station Access
Road & Sewer Easement per
2116/0R/63

RECORDING REQUESTED BY AND WHEN RECORDED MAIL TO:

Cambria Community Services District c/o Deborah Fox Fox & Sohagi, LLP 10960 Wilshire Blvd., Suite 1270 Los Angeles, CA 90024 Official Records
San Luis Obispo Co.
Julie L. Rodewald
Recorder
Jul 03, 2001
Time: 12:09

[ 10] TOTAL 0.0

# DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS

# RECITALS

- A. Owner is the fee owner of that certain real property located in the County of San Luis Obispo, California, and commonly referred to as the "East West Ranch," and legally described in Exhibit A, attached hereto and incorporated herein by this reference ("the Property").
- B. On November 6, 2000, Owner entered into a Memorandum of Understanding ("MOU") with the California State Coastal Conservancy ("the Conservancy") and the American Land Conservancy, a California nonprofit benefit corporation ("ALC"). As set forth in the MOU, the purpose of the MOU is to provide for interim public access and to maintain the existing resources on the Property in their current condition from the time of the Owner's acquisition of the Property until the time of development and adoption by Owner of the Resource Management Plan and companion conservation easement. Owner recorded the MOU in the Official Records of the San Luis Obispo County Recorder on November 16, 2000, Document No. 2000-067847.
- C. On November 13, 2000, Owner executed a document entitled "Declaration of Covenants, Conditions and Restrictions" ("the CC&R's No. 1") regarding the Property. The CC&R's No. 1 provided that the Property was acquired pursuant to grants and other funds, including a grant from the Conservancy, for the public purposes of resource enhancement and public access. In the CC&R's No. 1, Owner made a declaration as to covenants, conditions, restrictions, limitations and uses to which the Property may be put, including a provision that no use of the Property inconsistent with the public purposes of resource enhancement and public

access is permitted. Owner further declared that if the Property is used inconsistent with the public purposes of resource enhancement and public access, all of Owner's right, title and interest in the Property shall automatically vest in the State of California for the benefit of the Conservancy or its successor. Owner recorded the CC&R's No. 1 in the Official Records of the San Luis Obispo County Recorder on November 16, 2000, Document No. 2000-067846.

D. The purpose of this Declaration is to clarify and reaffirm the restrictions limiting use of the Property for the purposes of resource enhancement and public access.

# DECLARATION

Owner makes the following declaration as to covenants, conditions, restrictions, limitations and uses to which the Property may be put, specifying that this Declaration shall constitute covenants to run with the land and shall be binding on Owner and its successors, heirs and assigns, and all subsequent owners of all or any part of the Property, together with their grantees, successors, heirs, executors, administrators, devisees, or assigns:

- 1. The Property shall not be used for any purposes other than for resource enhancement and public access. Owner and its successors, heirs or assigns and all subsequent owners of all or any part of the Property, shall not use or allow the use of any portion of the Property for residential, urban or industrial purposes.
- 2. If the existence of Owner ceases for any reason or if Section 1 above is violated, all of Owner's right, title and interest in the Property shall automatically vest in the State of California for the benefit of the Conservancy or its successor, upon acceptance of the Property and approval of the State Public Works Board; provided, however, that the State, through the Executive Officer of the Conservancy, or its successor, may designate another public agency or a nonprofit organization to accept the right, title and interest, in which case vesting shall be in that agency or organization rather than in the State.

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3. No provision of this Declaration is intended, nor shall it be construed, to be in conflict with or contradictory to any of the provisions in the CC&R's No. 1.

IN WITNESS WHEREOF, Owner has executed this Declaration as set forth below.

CAMBRIA COMMUNITY SERVICES DISTRICT, a special district

Dated: \_\_\_\_\_\_, 2001

By: Jelen May

Helen May

President, Board of Directors

# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California	)	
County of San Luis Obisp	ss.	
County of San Julia & visje	<u> </u>	
	ce a an.	
on July 3, 2001, before me	Zaura C. Darling	!
Date DIA	Name and Title of Officer (e.g., "Jane Dog,	otary Public")
personally appeared <u>Yellen</u>	Name(s) of Signer(s)	1
	/1.	
	personally known to me proved to me on the bas	is of satisfactory
	evidence	io or calloraciony
	to be the person(s) whose	
	subscribed to the within instrument and	
	acknowledged to me that he	
	the same in his/her/th	
· · · · · · · · · · · · · · · · · · ·	capacity(ies), and that signature(s) on the instrument	
LAURA C. DARLING Commission # 1182240	the entity upon behalf of whi	
Notary Public - California	acted, executed the instrume	
San Luis Obispo County		
My Comm. Expires May 2, 2002	WITNESS my hand and offici	al seal.
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Place Notary Seal Above	Signature of Notary Po	ublic
2 S		0
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Though the information below is not required by	law, it may prove valuable to persons relyir and reattachment of this form to another de	ocument.
Description of Attached Document		
Title or Type of Document:		
Document Date:	Number of Pages:	
Signer(s) Other Than Named Above:		
O		
Capacity(ies) Claimed by Signer		RIGHT THUMBPRIN
Signer's Name:		OF SIGNER Top of thumb here
☐ Corporate Officer — Title(s):		— Top of triumo here
□ Partner — □ Limited □ General		
☐ Attorney in Fact		
☐ Trustee		
☐ Guardian or Conservator		
☐ Other:		
Signer le Bourgeanting		
Signer Is Representing:		

# LEGAL DESCRIPTION OF PROPERTY

The real property referred to herein as the "Property" is located in the County of San Luis Obispo, California, and is legally described as follows:

#### PARCEL 1:

Lot 23 of the map of the Subdivision off a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

Except from said Lot 23 that portion thereof described in the deed to Corrine Koontz, a widow and Anne S. Heheman, a widow as joint tenants recorded May 20, 1959 in Book 1001, Page 124 of Official Records.

#### PARCEL 2:

Lot 22 of the map of the Subdivision off a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

Except therefrom that portion of Lot 22 conveyed to Cambria Union Elementary School District, a public school district by deed recorded December 29, 1995 under Recorder's Series number 1995-060386.

#### PARCEL 3:

Lot 16X of the map of the Subdivision off a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

#### PARCEL 4:

Lot 16Z of the map of the Subdivision off a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

Except from said Lot 16Z those portions thereof described in the deed to the State of California recorded January 11, 1963 in Book 1220, Page 213 of Official Records.

#### PARCEL 5:

Lot 16V of the map of the Subdivision off a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

#### PARCEL 6:

Lot 16W of the map of the Subdivision off a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

Except form said Lot 16W those portions described in the deed to the State of California recorded January 11, 1963 in Book 1220, Page 213 of Official Records.

#### PARCEL 7:

Lot 17% of the map of the Subdivision off a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

#### PARCEL 8:

That portion of Lot 11 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H. C. Ward and Recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County, described as follows:

Beginning at a point in the center of the Santa Rosa Creek, said point being due North of a stake marked '84', said stake being the corner common to Lots Number 11, 17W and 18W of said subdivision; thence South to said stake '84'; thence Southerly twenty seven (27) chains to eight (8) links to a stake marked '58'; thence at right angles and Easterly eight (8) chains to a stake marked '52'; thence at right angle and Northerly to the center of said Santa Rosa Creek; thence down the center of said creek to the place of beginning.

EXCEPTING therefrom those portions thereof described in the Deed to the State of California recorded January 11, 1963 in Book 1220, Page 213 of Official Records.

#### PARCEL 9:

Lot 11 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County.

EXCEPTING therefrom that portion thereof described in the Deed to the United States of America recorded August 12, 1959 in Book 1016, Page 499 of Official Records.

ALSO EXCEPTING therefrom that portion of Lot 11 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County, described as follows:

Beginning at a point in the center of the Santa Rosa Creek, said point being due North of a stake marked '84', said stake being the corner common to Lots Number 11, 17W and 18W of said subdivision; thence South to said stake '84'; thence Southerly twenty seven (27) chains and eight (8) links to a stake marked '58'; thence at right angles and Easterly eight (8) chains to a stake marked '52'; thence at right angles and Northerly to the center of said Santa Rosa Creek; thence down the center of said creek to the place of beginning.

#### PARCEL 10:

That portion of Lot 10 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County, described as follows:

Beginning at a point in the Southwesterly line of said Lot 10 which is South 30° 15' East 435 feet from the most Westerly corner of said Lot 10, said point being the most Westerly corner of the property conveyed to Ernest Galbraith, et ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page 301 of Official Records, records of said County; thence North 46° 42' East, 242.80 feet; thence North 77° 35' East, 91.21 feet; thence South 73° 52' East, 233.45 feet; thence North 66° 21' East, 431.19 feet; thence South 33° 53' East, 130.13 feet; thence South 49° 18' East, 83.49 feet; thence South 54° 03' East, 87.74 feet; thence South 29° 18' East, 151.54 feet to a point on the Southeasterly of said Lot 10 which is South 59° 45' West 195 feet more or less from the most Easterly corner of said Lot 10, said point being the most Easterly corner of the property conveyed to Ernest Galbraith, et ux., as aforesaid; thence North 59° 45' East along the Southeasterly line of said Lot 10, 195 feet more or less to the most Easterly corner of said Lot; thence North 28° 15' West, along the Northeasterly line of said Lot 10, 918.72 feet, more or less, to the center line of Santa Rosa Creek; thence Southwesterly along said center line to the most Westerly corner of said Lot; thence South 30° 15' East, along the Southwesterly line of said Lot, 435 feet to the Point of Beginning.

EXCEPTING therefrom that portion of Lot 10 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H.C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County, described as follows:

Beginning at a point in the Southwesterly line of said Lot 10 which is South 30° 15' East 435 feet from the most Westerly corner of said Lot 10, said point being the most Westerly corner of the property conveyed to Ernest Galbraith, et ux., by Deed dated, July 11, 1947 and recorded July 21, 1947 in Book 448, Page 301 of Official Records, records of said County; thence along the Northwesterly line of Said property the following courses and distances; North 28° 30' East, 415 feet; said property the following courses and distances; North 28° 30' East, 415 feet; thence North 69° East, 185 feet; thence leaving said Northwesterly line, South

71° East, 92.5 feet to a point in the Northwesterly line of said conveyed property which is South 69° West, 200 feet from the east side of a water trough; thence continuing along the Northwesterly and Northeasterly lines of said property conveyed to Ernest Galbraith, et ux., as aforesaid, the following courses and distances; South 21° East, 25 feet; thence North 69° East, 114 feet; thence Southeasterly in a direct line to a point on the Southeasterly line of said Lot 10 which is South 59° 45' West 195 feet from the most Easterly corner of said Lot 10, said point being the most Easterly corner of the property conveyed to Ernest Galbraith, et ux, as aforesaid; thence leaving the Northeasterly line of said conveyed property, North 59° 45' East along the Southeasterly line of said Lot 10, 195 feet to the most Easterly corner of said Lot; thence North 28° 15' West, along the Northeasterly line of said Lot 10, 918.72 feet, more or less, to the center line of Santa Rosa Creek; thence Southwesterly along said centerline to the most Westerly corner of said Lot; thence South 30° 15' East, along the Southwesterly line of said Lot, 435 feet to the Point of Beginning.

ALSO EXCEPTING therefrom that portion of Lot 10 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County, described as follows:

Commencing at a point in the Southwesterly line of said Lot 10 which is South30° 30' East 435 feet from the most Westerly corner of said Lot 10, said point
being the most Westerly corner of the property conveyed to Ernest Galbraith, et
ux, by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page 301
of Official Records, records of said County; thence along the Northwesterly line
of said property the following courses and distances; North 28° 30' East, 415
feet; thence North 69° East, 185 feet to the True Point of Beginning; thence
continuing along said Northwesterly line South 21° East, 58 feet; thence North
69° East, 65 feet to a point in said Northwesterly line which is South 69° West.
200 feet from the East side of a water trough; thence leaving said Northwesterly
line, North 71° West, 92.5 feet to the True Point of Beginning

### PARCEL 11:

That portion of Lot 10 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County, described as follows:

Commencing at a point in the Southwesterly line of said Lot 10 which is South 30° 30′ East 435 feet from the most Westerly corner of said Lot 10, said point being the most Westerly corner of the property conveyed to Ernest Galbraith, et being the most Westerly corner of the property conveyed to Ernest Galbraith, et ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page ux., by Deed dated July 21, 1947 in Book 448, Page ux., by Deed dated July 21, 1947 in Book 448, Page ux., by Deed dated July 21, 1947 in Book 448, Page ux., by Deed dated July 21, 1947 in Book 448, Page ux., by Deed dated July 21, 1947 in Book 448, Page ux., by Deed dated July 21, 1947 in Book 448, Page ux., by Deed dated July 21, 1947 in Book 448, Page ux., by Deed dated July 21, 1947 in Book 448, Page ux., by Deed dated July 21, 1947 in Book 448, Page ux., by Deed dated July 21, 1947 in Book 448, Page ux., by Deed dated July 21, 1947 in Book 448, Pag

#### PARCEL 12:

That portion of Lot 10 of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California, surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps, in the Office of the County Recorder of said County, described as follows:

Beginning at a point in the Southwesterly line of said Lot 10 which is South 30°. 15' East 435 feet from the most Westerly corner of said.Lot 10, said point beginning the most Westerly corner of the property conveyed to Ernest Galbraith, et ux., by Deed dated July 11, 1947 and recorded July 21, 1947 in Book 448, Page 301 of Official Records, records of said County; thence along the Northwesterly line of said property the following courses and distances; North 28° 30' East, 415 feet; thence North 69° East, 185 feet; thence leaving said Northwesterly line, South 71° East, 92.5 feet to a point in the Northwesterly line of said conveyed property which is South 69° West, 200 feet from the East side of a

water trough; thence continuing along the Northwesterly and Northeasterly lines of said property conveyed to Ernest Galbraith, et ux., as aforesaid, the following courses and distances; South 21° East, 25 feet; thence North 69° East, 114 feet; thence Southeasterly in a direct line to a point on the Southeasterly line of said Lot 10 which is South 59° 45' West 195 feet from the most Easterly corner of said Lot 10, said point being the most Easterly corner of the property conveyed to Ernest Galbraith, et ux., as aforesaid; thence leaving the Northeasterly line of said conveyed property, North 59° 45' East along the Southeasterly line of said Lot 10, 195 feet to the most Easterly corner of said Lot; thence North 28° 15' West, along the Northeasterly line of said Lot 10, 918.72 feet, more or less to the center line of Santa Rosa Creek; thence Southwesterly along said centerline to the most Westerly corner of said Lot; thence South 30° 15' East, along the Southwesterly line of said Lot, 435 feet to the Point of Beginning.

EXCEPTING therefrom any portion thereof lying within the property described as Parcel 1 in the Deed to Orval W. McNay and Nettie M. McNay recorded April 29, 1952 in Book 655, Page 548 of Official Records.

# PARCEL 13:

Lot 17Z of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

Except from said Lot 17Z those portions thereof described in the deed to the State of California recorded January 11, 1963 in Book 1220, Page 213 of Official Records.

Lot 17V of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. c. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

#### PARCEL 15:

Lot 17W of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

Except from said Lot 17W those portions thereof described in the deed to the State of California recorded January 11, 1963 in Book 1220, Page 213 of Official Records.

## PARCEL 16:

Lot 18V of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

#### PARCEL 17:

Lot 18W of the map of the Subdivision of a part of the Santa Rosa Rancho, in the County of San Luis Obispo, State of California surveyed by H. C. Ward and recorded April 1, 1873 in Book A, Page 69 of Maps in the office of the County Recorder of said County.

Except from said Lot 18 that portion thereof described as Parcel 74-71A in Final Order of Condemnation recorded November 22, 1978 in Book 2116, Page 63 of Official Records.