

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA ACCEPTING A STREET EASEMENT DEED FOR SIDEWALK AND STREET PURPOSES ON PORTIONS OF THAT CERTAIN PROPERTY COMMONLY KNOWN AS 901 EAST CABRILLO BOULEVARD, AUTHORIZING THE PUBLIC WORKS DIRECTOR TO EXECUTE THE SAME, AND CAUSING THE RECORDATION BY THE CITY CLERK OF SAID EASEMENT IN THE OFFICIAL RECORDS WITH THE COUNTY RECORDER

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SANTA BARBARA AS FOLLOWS:

SECTION 1. The City of Santa Barbara hereby accepts an easement for sidewalk and all street purposes as described in the Street Easement Deed, attached hereto as Exhibit 1, granted to the City of Santa Barbara, a municipal corporation, from Richard V. Gunner and Margaret S. Gunner, trustees of the Richard V. Gunner and Margaret S. Gunner Community Property Trust Agreement, dated March 11, 2002, on a portion of the real property commonly known as 901 E. Cabrillo Boulevard and referred to as Santa Barbara County Assessor's Parcel No. 017-313-018.

SECTION 2. The Council of the City of Santa Barbara hereby authorizes the City Public Works Director to execute the same and cause the recordation of said Street Easement Deed by the City Clerk in the Official Records with the County Recorder's Office.

RECORDING REQUESTED BY)
AND WHEN RECORDED MAIL TO:)
)
City Clerk)
City of Santa Barbara)
P.O. Box 1990)
Santa Barbara, CA 93102-1990)
)

No fee per GOVT CODE 6103

Space above line for Recorder's Use

No Documentary Transfer Tax
per REV & TAX CODE 11922

APN: 017-313-018
Address: 901 East Cabrillo Boulevard
Resolution No. _____

STREET EASEMENT DEED

For consideration, RICHARD V. GUNNER AND MARGARET S. GUNNER, TURSTEES OF THE RICHARD V. GUNNER AND MARGARET S. GUNNER COMMUNITY PROPERTY TRUST AGREEMENT DATED MARCH 11, 2002, hereinafter also referred to as "Grantor," does hereby grant to the CITY OF SANTA BARBARA, a municipal corporation, an easement for sidewalk and all street purposes and uses in, on, over, under, along, through and across a portion of that certain real property in the City of Santa Barbara, County of Santa Barbara, State of California, said easement being more particularly described in the attached **EXHIBIT A**

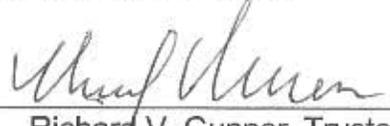
The attached **Exhibit B** graphically depicts the proffered easement For Informational Purposes Only, which is generally located at the back of the existing City sidewalk along Milpas Street, and near the intersection of East Cabrillo Boulevard, in the City of Santa Barbara, County of Santa Barbara, State of California.

APPROVED AS TO CONTENT:

Christine F. Andersen
Public Works Director

GRANTOR:

RICHARD V. GUNNER AND
MARGARET S. GUNNER, TRUSTEES
OF THE RICHARD V. GUNNER AND
MARGARET S. GUNNER COMMUNITY
PROPERTY TRUST AGREEMENT
DATED MARCH 11, 2002

BY: 
Richard V. Gunner, Trustee

BY: 
Margaret S. Gunner, Trustee

APPROVED AS TO FORM:
Stephen P. Wiley
City Attorney

By _____

INSTRUCTIONS

This agreement will be recorded. Your signature(s) must be acknowledged by a notary. Inform the notary that the acknowledgement is for an instrument to be recorded (California Civil Code §1169, et seq.)

Acknowledgments on next page...

ACKNOWLEDGMENT

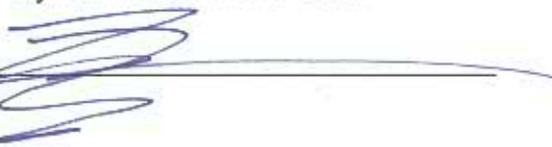
STATE OF CALIFORNIA)
COUNTY OF Santa Barbara)

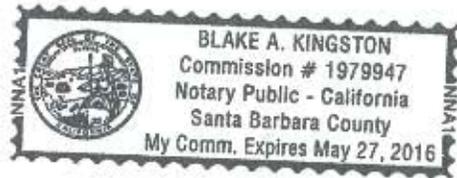
On 3rd July 2013, before me, Blake A. Kingston, Notary Public
personally appeared

Richard V. Gunner & Margaret S. Gunner, who proved to me on
the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the
within instrument and acknowledged to me that he/she/they executed the same in his/her/their
authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or
the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing
paragraph is true and correct

WITNESS my hand and official seal.

Signature 



[Seal]

ACKNOWLEDGMENT

STATE OF CALIFORNIA)
COUNTY OF _____)

On _____, before me, _____
personally appeared

_____, who proved to me on
the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the
within instrument and acknowledged to me that he/she/they executed the same in his/her/their
authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or
the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing
paragraph is true and correct

WITNESS my hand and official seal.

Signature _____

[Seal]

ACKNOWLEDGMENT

STATE OF CALIFORNIA)
COUNTY OF _____)

On _____, before me, _____,
personally appeared

_____, who proved to me on
the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the
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the entity upon behalf of which the person(s) acted, executed the instrument.

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paragraph is true and correct

WITNESS my hand and official seal.

Signature _____

[Seal]

EXHIBIT A
LEGAL DESCRIPTION
SHEET 1 OF 2

That certain portion of land lying within the City of Santa Barbara, County of Santa Barbara, State of California described as Lots 54, 55, 56, 57, 58, 59, 74 and 75 of the Cabrillo Park Tract, as per map recorded in Book 15, Pages 60 and 61 of Maps, in the office of the County Recorder of said County, also shown on the map recorded as Record of Survey Book 116, Page 59, in the office of said County Recorder, being more particularly described as follows:

Beginning at a point on the northeast line of Milpas Street, sixty feet wide, as shown on said Record of Survey map, said point being distant South $48^{\circ}32'40''$ East 59.53 feet from the northwest corner of said Lot 59; thence, leaving said northeast line,

1st – South $63^{\circ}41'22''$ East, a distance of 9.78 feet; thence,

2nd – South $57^{\circ}24'17''$ East, a distance of 16.20 feet to the beginning of a non-tangent curve, concave to the southwest, having a radius of 50.75 feet and a radial center which bears South $39^{\circ}41'14''$ West; thence, along said curve,

3rd – Southeast 13.03 feet through a central angle of $14^{\circ}42'34''$ to a non-tangent curve, concave to the northeast, having a radius of 44.69 feet and a radial center which bears North $51^{\circ}02'17''$ East; thence, along said curve,

4th – Southeast 10.59 feet through a central angle of $13^{\circ}34'41''$; thence,

5th – South $52^{\circ}32'24''$ East a distance of 7.20 feet to a non-tangent curve, concave to the southwest, having a radius of 46.26 feet and a radial center which bears South $21^{\circ}01'48''$ West; thence, along said curve,

6th – Southeast 11.87 feet through a central angle of $14^{\circ}42'23''$; thence,

7th – South $54^{\circ}15'49''$ East a distance of 0.21 feet to the south line of said Lot 57; thence continuing along said south line,

8th – South $76^{\circ}46'50''$ West a distance of 7.93 feet to the southwest corner of said Lot 57, said corner also being a point on the northeast line of Milpas Street; thence continuing along said northeast line,

9th – North $48^{\circ}32'40''$ West, a distance of 63.27 feet to the Point of Beginning.

Containing 242.43 square feet, more or less.

EXHIBIT A
LEGAL DESCRIPTION
SHEET 2 of 2

The above described portion is graphically shown on Exhibit B attached hereto and made a part hereof by reference.

END OF DESCRIPTION.

Prepared by:

Aaron C. Fowler
PLS 8710
License expiration
Date: 03/31/14

Aaron Fowler
6/13/2013





NORTHWEST
CORNER LOT 59

POINT OF
BEGINNING

N 48°32'40" W

MILPAS STREET

60'
R/W

EAST CABRILLO BLVD.

50'
R/W



Aaron Fowler
6/13/2013



EXHIBIT 'B'

CITY OF SANTA BARBARA
COUNTY OF SANTA BARBARA
STATE OF CALIFORNIA
6/12/2013

Penfield & Smith
Engineering · Surveying · Planning
· Construction Management ·