

RECORDING REQUESTED BY and  
AFTER RECORDING MAIL TO:

Office of Santa Barbara City Attorney  
David C. McDermott, Assistant City Attorney  
740 State Street, Suite 201  
Santa Barbara, California 93101  
Phone: (805) 564-5329

APN: 033-111-006-01

NO FEES DUE - FOR BENEFIT OF PUBLIC AGENCY  
(Space above this line for County Recorders Use Only)  
No documentary tax due R & T 11922 (amended)

**TEMPORARY CONSTRUCTION EASEMENT**  
**(18 Months)**

Grantors, Virginia Castagnola Hunter, as to an undivided 37.5% interest, Scott Hollister, as to undivided 3.571429% interest, George Hollister, as an undivided 3.571426% interest, Catherine Wallenfels, as an undivided 3.571429% interest, Francesca Hunter, as an undivided 3.571429% interest, Alexis Chernow, as an undivided 3.571429% interest, Above Mission Creek, LLC, as an undivided 44.642858% interest, ("Grantors"), hereby grant and convey to City of Santa Barbara, a municipal corporation ("Grantee"), a temporary construction easement ("Easement") and right of entry to use the area described in Exhibit "B" and depicted in Exhibit "C", attached hereto and incorporated herein, for reasonable and necessary ingress and egress to survey, inspect, excavate, construct, repair, remove, replace and reconstruct the Cabrillo Boulevard Bridge and a patio adjacent to Grantors' property and other appurtenant public works, improvements and facilities. The temporary construction easement shall be for a period of 18 months which shall begin upon written notice from Grantee to Grantors, unless otherwise extended by the parties. Grantee, upon completion of construction, will return the area of the temporary construction easement to the same or similar condition prior to construction, including replacing plants and vegetation removed or damaged by construction activities, except within the creek.

The easement is to facilitate Grantee's activities in removing and replacing the Cabrillo Boulevard Bridge and related public improvements and to modify, conform and rehabilitate improvements owned by Grantors adjacent to the bridge and creek.

IN WITNESS WHEREOF, Grantors have executed this Grant of Temporary Construction Easement as of this \_\_\_\_ day of \_\_\_\_\_, 2009.

GRANTORS:

Dated: \_\_\_\_\_

By: \_\_\_\_\_

Print name: \_\_\_\_\_

Exclusive Temporary Construction Easement

EXHIBIT "B" Page 1 of 1

(Parcel 033-111-006-01)

That portion of Block 322 in the City of Santa Barbara, County of Santa Barbara, State of California, being a portion of the parcel of land described as Exhibit "A" in the Quitclaim Deed to Above Mission Creek, LLC recorded January 3, 2008 as Instrument No. 2008-0000484 of Official Records, in the Office of the County Recorder of said County.

Said portion of land is described as follows:

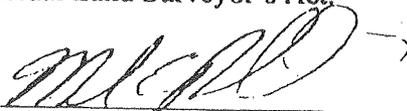
Beginning at the most southerly corner of said parcel; thence,

- 1st northwesterly along the northeasterly line of State Street, 11.50 feet; thence,
- 2nd N 60° 36' 26"E, 36.84 feet to a point on the southeasterly line of said parcel; thence,
- 3rd southwesterly along said southeasterly line, 35.00 feet to the point of beginning.

Containing an area of approximately 201 square feet.

This real property description was prepared by me, or under my direction, in conformance with the Professional Land Surveyor's Act.

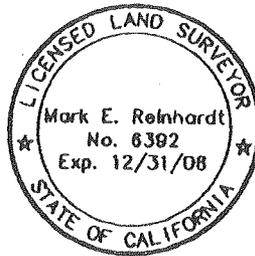
Signature:



Mark E. Reinhardt, P.L.S.

Date:

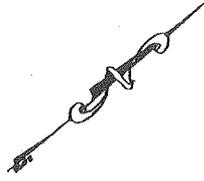
9-17-08



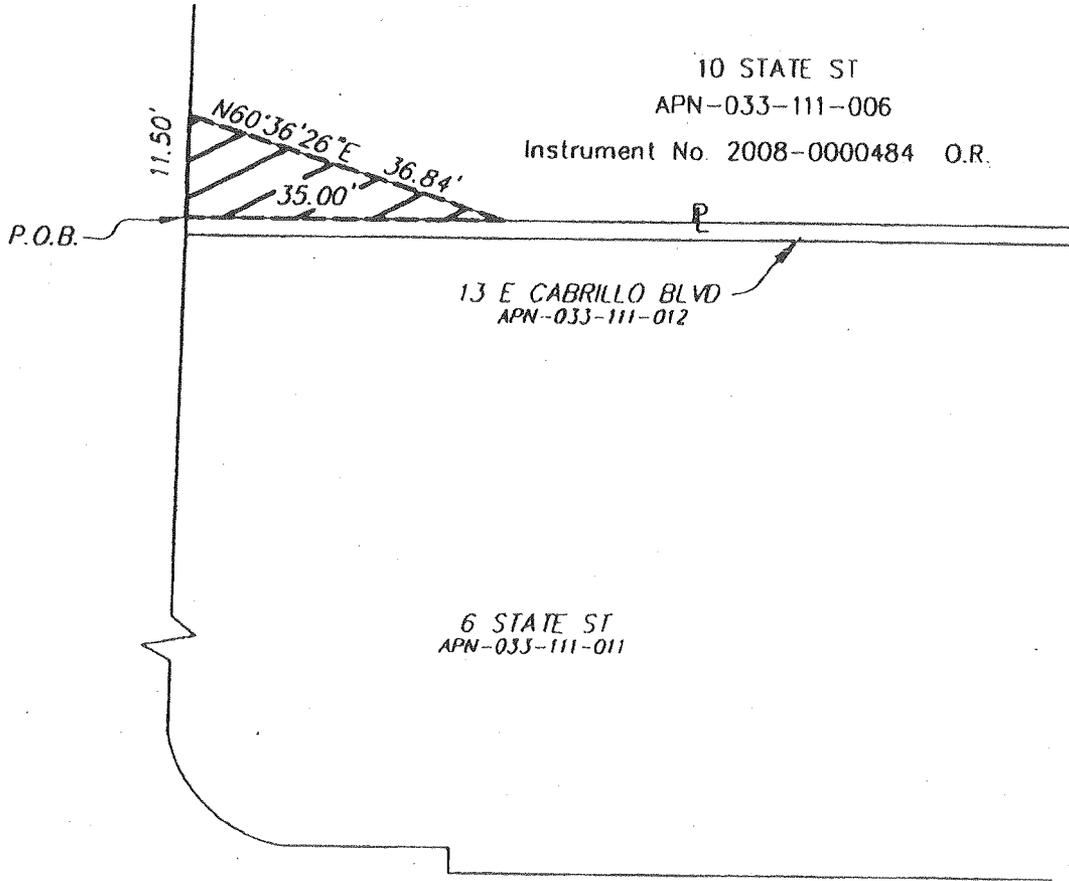
Exclusive Temporary Construction Easement

EXHIBIT "C" Page 1 of 1

Parcel 033-111-006-01



STATE STREET



10 STATE ST

APN-033-111-006

Instrument No. 2008-0000484 O.R.

13 E CABRILLO BLVD  
APN-033-111-012

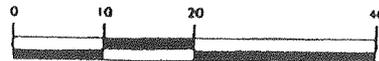
6 STATE ST  
APN-033-111-011

CABRILLO

BOULEVARD



GRAPHIC SCALE



( IN FEET )

1 inch = 20 ft.

6 EXHIBITS for 89' long 9/17/2008 2:33:34 PM PDT

EXHIBIT 033-111-006-01.dwg SURVEYOR'S RIGHT OF WAY APPRAISAL MAP/EX

**EVANS** ENGINEERS • SURVEYORS • CONSTRUCTION MANAGERS  
Quality Infrastructure Services

4050 CALLE REAL, SUITE 110, SANTA BARBARA, CA 93110  
TELEPHONE (805) 692-8921 FAX (805) 692-8931

10-00105\_B45 \* 100105\_EXB.dwg \* 12/07 \* TR \* E-FILE

RPD/RPR

ALL-PURPOSE ACKNOWLEDGMENT FOR CALIFORNIA

STATE OF CALIFORNIA
COUNTY OF \_\_\_\_\_

On \_\_\_\_\_, before me, \_\_\_\_\_
Date Name And Title Of Officer (e.g. "Jane Doe, Notary Public")

personally appeared \_\_\_\_\_
Name(s) of Signer(s)

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.

Place Notary Seal Above

\_\_\_\_\_  
Signature of Notary Public

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.

CAPACITY CLAIMED BY SIGNER

DESCRIPTION OF ATTACHED DOCUMENT

- Individual
Corporate Officer

- Partner(s)
Attorney-In-Fact
Trustee(s)
Guardian/Conservator
Other:

- Title(s)
Limited
General

Title or Type of Document
Number Of Pages
Date Of Document

Signer is representing:
Name Of Person(s) Or Entity(ies)

Signer(s) Other Than Named Above

CERTIFICATE OF ACCEPTANCE

This is to certify that the interest in real property conveyed by this instrument to the City of Santa Barbara, a public entity, is hereby accepted by the undersigned which the City of Santa Barbara consents to the recordation of this deed by its duly authorized officer.

Dated: \_\_\_\_\_

By: \_\_\_\_\_

Its: \_\_\_\_\_

CITY OF SANTA BARBARA

Resolution Number \_\_\_\_\_

Adopted on \_\_\_\_\_, 2009