

**RESOLUTION NO. 2006-327**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE  
DECLARING THE NECESSITY AND AUTHORIZING THE COMMENCEMENT OF  
EMINENT DOMAIN PROCEEDINGS TO SECURE REAL PROPERTY INTERESTS  
NECESSARY TO CONSTRUCT THE SHELDON ROAD/STATE ROUTE-99  
INTERCHANGE RECONSTRUCTION PROJECT  
(ELK GROVE COMMUNITY SERVICES DISTRICT / APN: 115-0185-075, 115-0150-056,  
116-1310-017, 116-0030-054, 116-1440-049)**

**WHEREAS**, improving and widening the Sheldon Road/State Route 99 Interchange holds a priority in the City of Elk Grove Transportation Improvement Program and acquiring the necessary right of way and other property interests and assisting with the required business and residential relocations is an important and necessary step in the Sheldon Road/State Route 99 Interchange Reconstruction Project; and

**WHEREAS**, the Project, including its improvements, is necessary to ensure that the roadway system operates at an acceptable level of service, to provide for efficient and safe traffic circulation and access, and to generally further public safety and the general community welfare in a manner consistent with the City's General Plan; and

**WHEREAS**, it is necessary to acquire certain real property interests ("Property") for the construction, operation and maintenance of a right of way and related improvements as part of the Project; and

**WHEREAS**, the City has investigated and examined alternatives to the Project and the acquisition of the Property, and concluded that both the Project and acquisition of the Property for the Project are necessary; and

**WHEREAS**, the Property which is the subject of this Resolution of Necessity consists of a fee interest(s), a public utility easement(s) and a temporary construction easement(s) all of which are more particularly described and depicted in Exhibits 1-A-1, 1-A-2, 1-B-1, 1-B-2, 1-B-3, 2-A-1, 2-A-2, 2-B-1, 2-B-2, 2-B-3, 2-C-1, 2-C-2, 2-C-3, 3-A-1, 3-A-2, 3-B-1, 3-B-2, 3-B-3, 3-C-1, 3-C-2, 3-C-3, 4-A-1, 4-A-2, 4-B-1, 4-B-2, 4-B-3, 4-C-1, 4-C-2, 4-C-3, 5-A-1, 5-A-2 and 5-A-3 which are attached hereto and are incorporated herein. The Sacramento County Assessor has designated the Property as a portion of APNs 115-0185-075, 115-0150-056, 116-1310-017, 116-0030-054, 116-1440-049; and

**WHEREAS**, to the extent that the Property is already appropriated to a public use, the use of the Property for Project purposes constitutes a compatible use pursuant to Code of Civil Procedure section 1240.510, *et seq.* and/or a more necessary public use pursuant to Code of Civil Procedure section 1240.610, *et seq.*; and

**WHEREAS**, the Property is located entirely within the municipal boundaries of the City of Elk Grove; and

**WHEREAS**, the City of Elk Grove has complied with the requirements of the California Environmental Quality Act, Public Resources Code section 21000, *et seq.*, in regards to acquisition of the Property based upon the City of Elk Grove's adoption of a Final Environmental Report and Assessment, including the Mitigation Monitoring and Reporting Program as adopted by the City Council on July 27, 2005; and

**WHEREAS**, the City of Elk Grove has complied with the requirements of Government Code section 7267.2, in regards to the acquisition of the Property by making an offer to purchase to the known owner(s) of record; and

**WHEREAS**, as a result of the hearing held on December 13, 2006, and in accordance with the provisions of Code of Civil Procedure section 1245.235, the City Council of the City of Elk Grove intends to make certain findings and determinations.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Elk Grove as follows:

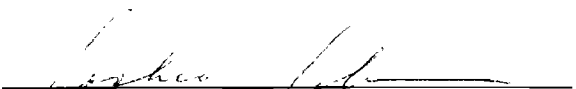
1. The recitals contained herein are true and correct.
2. Upon examination of the alternatives, the City of Elk Grove requires the Property for the Project.
3. The City of Elk Grove is authorized to acquire Properties pursuant to the provisions of Government Code sections 37350.5, 40401, and 40404 and the provisions of Eminent Domain Law comprising Title 7, Part 3 of the Code of Civil Procedure (commencing at section 1230.010) including sections 1240.510, *et seq.*, and 1240.610, *et seq.*
4. Acquisition of the Properties for Project purposes promotes public safety and the general welfare, is authorized by Government Code sections 37350.5, 40401 and 40404, and is therefore a public use.
5. The City of Elk Grove hereby finds, determines and declares:
  - a. The public interest and necessity require the proposed Project;
  - b. The proposed Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury;
  - c. The property interests described and depicted in Exhibits 1-A-1, 1-A-2, 1-B-1, 1-B-2, 1-B-3, 2-A-1, 2-A-2, 2-B-1, 2-B-2, 2-B-3, 2-C-1, 2-C-2, 2-C-3, 3-A-1, 3-A-2, 3-B-1, 3-B-2, 3-B-3, 3-C-1, 3-C-2, 3-C-3, 4-A-1, 4-A-2, 4-B-1, 4-B-2, 4-B-3, 4-C-1, 4-C-2, 4-C-3, 5-A-1, 5-A-2 and 5-A-3 are necessary for the purposes of construction, operation and maintenance of the proposed Project; and

d. Prior to making the above findings and determinations, the offer required by section 7267.2 of the Government Code was made to the owner(s) of record of the property interests described and depicted in Exhibits 1-A-1, 1-A-2, 1-B-1, 1-B-2, 1-B-3, 2-A-1, 2-A-2, 2-B-1, 2-B-2, 2-B-3, 2-C-1, 2-C-2, 2-C-3, 3-A-1, 3-A-2, 3-B-1, 3-B-2, 3-B-3, 3-C-1, 3-C-2, 3-C-3, 4-A-1, 4-A-2, 4-B-1, 4-B-2, 4-B-3, 4-C-1, 4-C-2, 4-C-3, 5-A-1, 5-A-2 and 5-A-3.

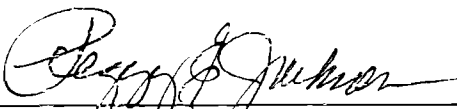
6. The City Attorney is hereby authorized and directed to prepare, commence and prosecute proceedings in eminent domain in the appropriate court to acquire for the City of Elk Grove the property interests described and depicted in Exhibits 1-A-1, 1-A-2, 1-B-1, 1-B-2, 1-B-3, 2-A-1, 2-A-2, 2-B-1, 2-B-2, 2-B-3, 2-C-1, 2-C-2, 2-C-3, 3-A-1, 3-A-2, 3-B-1, 3-B-2, 3-B-3, 3-C-1, 3-C-2, 3-C-3, 4-A-1, 4-A-2, 4-B-1, 4-B-2, 4-B-3, 4-C-1, 4-C-2, 4-C-3, 5-A-1, 5-A-2 and 5-A-3. The City Attorney is further authorized to take all steps necessary to obtain such orders for immediate possession of the property interests as may be required for the Project.

7. The City's Chief Financial Officer shall disburse all funds required by the City Attorney to make any and all deposits to obtain possession of and title to the Properties including but not limited to deposit of probable amount of compensation pursuant to Code of Civil Procedure section 1255.020.

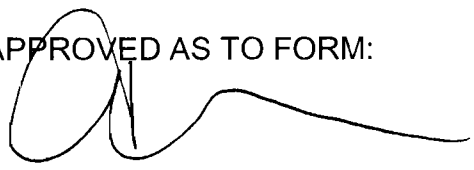
**PASSED AND ADOPTED** by the City Council of the City of Elk Grove this 13<sup>th</sup> day of December 2006.

  
SOPHIA SCHERMAN, MAYOR PRO TEM  
of the CITY OF ELK GROVE

ATTEST:

  
PEGGY E. JACKSON, CITY CLERK

APPROVED AS TO FORM:

  
ANTHONY B. MANZANETTI,  
CITY ATTORNEY

FEE TAKE

All that portion of the West one-half of the Southwest one-quarter of the Southeast one-quarter of Section 23, T.7N., R.5E., M.D.B.&M., situate in the City of Elk Grove, California, and being more particularly described as follows:

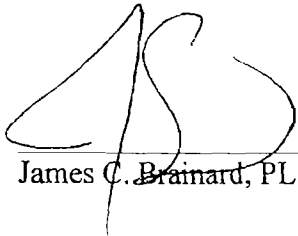
**Beginning** at the Northwest corner of said West one-half of the Southwest one-quarter of the Southeast one-quarter of said section 23, thence along the West line of said section break out South 00°29'51" East 6.59 feet or 2.009 meters; thence South 00°33'58" East 650.53 feet or 198.282 meters to the **Point of Beginning**; thence from said **Point of Beginning** back along said West line North 00°33'58" West 35.50 feet or 10.820 meters; thence leaving said West line South 90°00'00" East 505.00 feet or 153.924 meters; thence along the arc of a curve to the left having a radius of 75.90 feet or 23.134 meters, with a chord bearing North 77°45'10" East 32.20 feet or 9.815 meters; thence along the arc of a curve to the left having a radius of 130.58 feet or 39.801 meters, with a chord bearing North 57°33'18" East 36.12 feet or 11.009 meters; thence along the arc of a curve to the right having a radius of 82.86 feet or 25.256 meters, with a chord bearing North 52°07'54" East 21.21 feet or 6.465 meters; thence along the arc of a curve to the left with a radius of 146.98 feet or 44.800 meters, with a chord bearing North 46°30'54" East 89.33 feet or 27.228 meters; thence along the arc of a curve to the left having a radius of 97.77 feet or 29.800 meters, with a chord bearing North 16°59'00" East 40.12 feet or 12.229 meters; thence North 05°04'16" East 10.19 feet or 3.106 meters; thence South 80°05'40" East 0.97 feet or 0.296 meters to the East line of said parcel; thence along said East line South 00°36'01" East 180.89 feet or 55.135 meters to the South line of said parcel; thence along said South line South 89°40'56" West 663.64 feet or 202.278 meters to the **Point of Beginning**, Together with all underlying fee, if any, appurtenant to the above-described parcel.

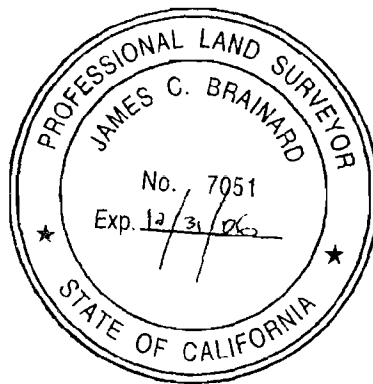
The total area of the Fee Take contains 29,293.22 square feet or 0.6725 acres; or 2,721.440 square meters or 0.272 hectares, more or less.

The meridian used herein is based upon the California Coordinate System (CCS) Zone II, NAD83, 1991.35. The ground distances used herein are in U.S. Survey Feet and Meters. To obtain grid distances, multiply the ground distances shown herein by the combined factor of 0.99997792.

This real property description has been prepared at R.E.Y. Engineers, Inc., by me or under my direction, in conformance with the Professional Land Surveyors Act.

APN: 115-0150-056

  
James C. Brainard, PLS 7051

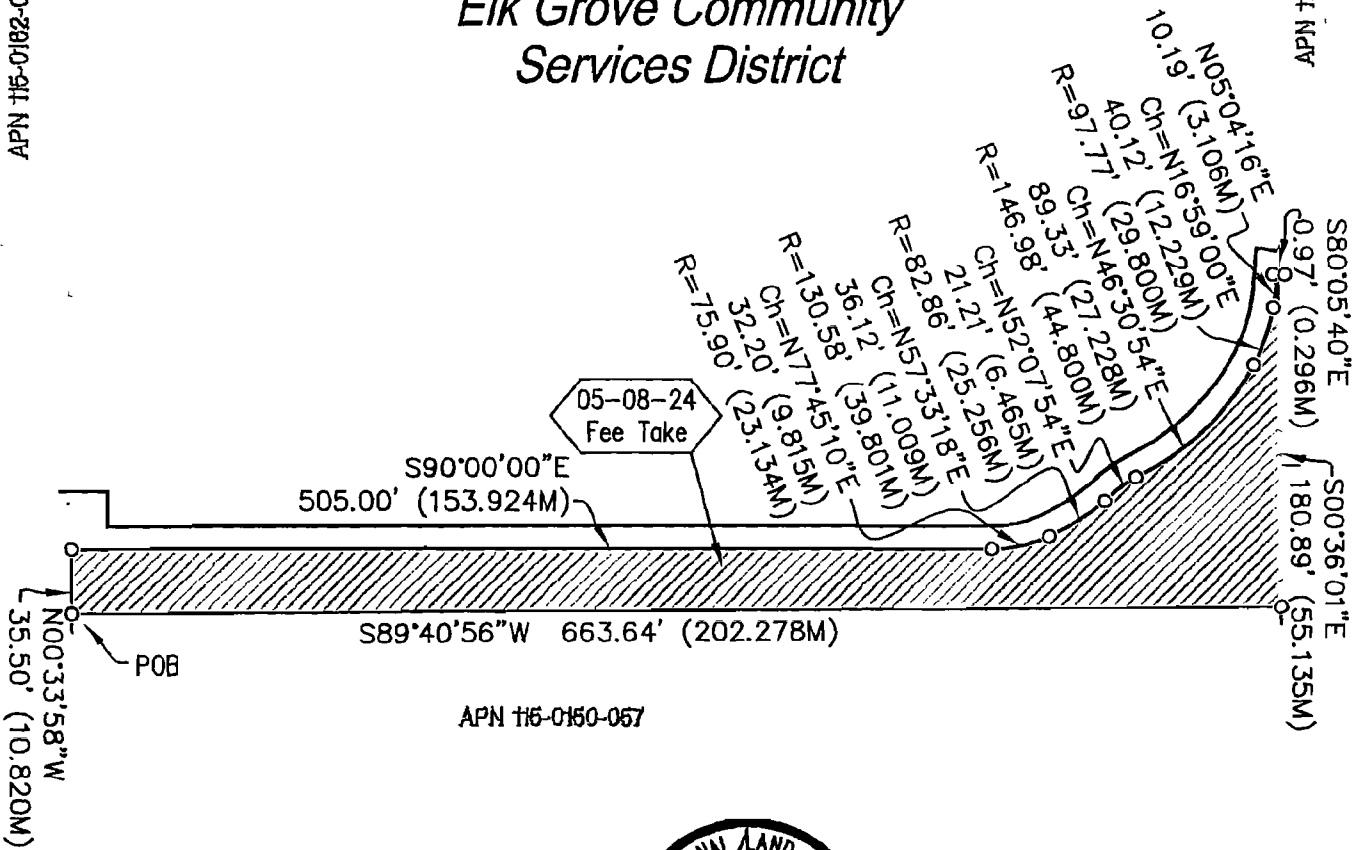


10/25/06  
Date

Portion of Section 23,  
T.7N, R.5E, M.D.B. & M.  
APN 115-0150-056  
**Elk Grove Community  
Services District**

APN 115-0162-010

APN 115-0162-010



05-08-24  
Fee Take

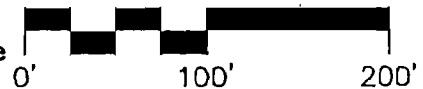
**PARCEL ACREAGES**

ORIGINAL:	10.008
FEE TAKE:	0.673
REMAINDER:	9.335



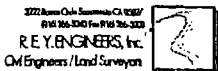
- |||| = Access Control Line
- POB = Point of Beginning
- POC = Point of Commencement

GRAPHIC SCALE



The meridian shown hereon is based upon the California Coordinate System, Zone 2 (NAD83, 1991.35). To obtain grid distances, multiply the ground distances shown hereon by the combined factor of 0.99997792.

IN THE CITY OF ELK GROVE  
SACRAMENTO COUNTY, CALIFORNIA  
CITY PARCEL 05-08-24



Scale 1"=100'  
Date 04-12-06  
Drawn By KS  
Checked By JB

PLAT MAP - SHEET 1 OF 1  
Fee Take of 29,293.22+/- sq.ft.  
0.6725+/- acres or 0.272+/- hectares  
APN 115-0150-056

C:\Users\jbr\Documents\115-0150-056-TAKE.dwg, 10/23/2006 2:08:10 PM

**Temporary Construction Easement**

All that portion of the West one-half of the Southwest one-quarter of the Southeast one-quarter of Section 23, T.7N., R.5E., M.D.B.&M., situate in the City of Elk Grove, California, and being more particularly described as follows:

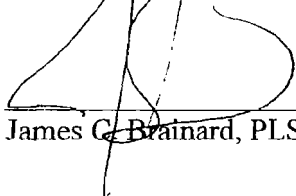
**Beginning** at the Northwest corner of said West one-half of the Southwest one-quarter of the Southeast one-quarter of said section 23, thence along the West line of said section break out South 00°29'51" East 6.59 feet or 2.009 meters; thence South 00°33'58" East 615.03 feet or 187.462 meters to the **Point of Beginning**; thence from said **Point of Beginning** back along said West line North 00°33'58" West 31.50 feet or 9.601 meters; thence leaving said West line South 90°00'00" East 19.69 feet or 6.002 meters; thence South 00°33'58" East 19.00 feet or 5.791 meters; thence South 90°00'00" East 485.44 feet or 147.962 meters; thence along the arc of a curve to the left having a radius of 63.40 feet or 19.324 meters, with a chord bearing North 77°45'10" East 26.90 feet or 8.199 meters; thence along the arc of a curve to the left having a radius of 118.08 feet or 35.991 meters, with a chord bearing North 57°40'31" East 32.17 feet or 9.805 meters; thence along the arc of a curve to the right having a radius of 95.36 feet or 29.066 meters, with a chord bearing North 52°27'48" East 24.40 feet or 7.437 meters; thence along the arc of a curve to the left with a radius of 134.48 feet or 40.990 meters, with a chord bearing North 46°37'07" East 82.20 feet or 25.055 meters; thence along the arc of a curve to the left having a radius of 85.27 feet or 25.990 meters, with a chord bearing North 16°54'31" East 35.21 feet or 10.732 meters; thence North 05°04'16" East 23.56 feet or 7.181 meters; thence South 80°05'40" East 12.26 feet or 3.737 meters to the East line of said parcel; thence along said East line South 00°36'01" East 12.71 feet or 3.874 meters; thence leaving said East line North 80°05'20" West 0.97 feet or 0.296 meters; thence South 05°04'16" West 10.19 feet or 3.106 meters; thence along the arc of a curve to the left having a radius of 97.77 feet or 29.800 meters, with a chord bearing South 16°59'00" West 40.12 feet or 12.229 meters; thence along the arc of a curve to the left with a radius of 146.98 feet or 44.800 meters, with a chord bearing South 46°30'54" West 89.33 feet or 27.228 meters; thence along the arc of a curve to the right having a radius of 82.86 feet or 25.256 meters, with a chord bearing South 52°07'54" West 21.21 feet or 6.465 meters; thence along the arc of a curve to the left having a radius of 130.58 feet or 39.801 meters, with a chord bearing South 57°33'18" West 36.12 feet or 11.009 meters; thence along the arc of a curve to the left having a radius of 75.90 feet or 23.134 meters, with a chord bearing South 77°45'10" West 32.20 feet or 9.815 meters; thence North 90°00'00" West 505.00 feet or 153.924 meters to the **Point of Beginning**,

The total area of the TCE contains 9,630.69 square feet or 0.2211 acres; or 894.724 square meters or 0.089 hectares, more or less.

The meridian used herein is based upon the California Coordinate System (CCS) Zone II, NAD83, 1991.35. The ground distances used herein are in U.S. Survey Feet and Meters. To obtain grid distances, multiply the ground distances shown herein by the combined factor of 0.99997792.

This real property description has been prepared at R.E.Y. Engineers, Inc., by me or under my direction, in conformance with the Professional Land Surveyors Act.

APN: 115-0150-056

  
James C. Brainard, PLS 7051



10/25/06  
Date



**EXHIBIT 1-B-3**  
**(Temporary Construction Easement)**

A TEMPORARY CONSTRUCTION EASEMENT (“EASEMENT”) for the purpose of public use construction, reconstruction, installation, improvement, repair, inspection, expansion, and maintenance of public right-of-ways, highways, roadways, services, utilities, landscape improvements, and necessary appurtenant structures, on, over, and under all that real property situated in the City of Elk Grove (“CITY”), County of Sacramento, State of California, described herein in Exhibit 1-B-1 and delineated herein on Exhibit 1-B-2.

CITY may move and/or remove any existing structures or improvements but shall replace “in like kind” or restore such structures or improvements prior to the EASEMENT’s termination. Access to any improved parcels shall not be totally impaired and at least one-half of all driveways shall remain unobstructed at all times. City may re-grade the underlying property to conform to the grade of the street frontage.

The EASEMENT shall extend for a period of thirty (30) months commencing on the date ordered by the Court.



FEE TAKE AREA

All that property shown as Lot A on the Subdivision Map of "Arcadian Village Unit No. 3" recorded in Book 331 of Maps at Page 4, and being also a portion of Lot 2 of the East half of the Southwest quarter of the Southeast quarter of Section 23, T. 7 N., R. 5 E., M.D.B. & M., as shown on that certain Subdivision Map entitled "Arcadian Village Unit No. 2 Large Lot Map", Sheet 3 of 6 recorded in Book 290 of Maps at Page 07, both being filed in the Office of the Recorder of Sacramento County and more particularly described by metes and bounds as follows:

Beginning at a point on the Northerly right-of-way line of Sheldon Road, a Public Road, from which the quarter corner of Section 23/26 bears South 00° 14' 30" East 54.00 feet or 16.459 meters and South 89° 45' 30" West 664.05 feet or 202.403 meters; thence from said Point of Beginning North 00° 14' 30" West 9.53 feet or 2.905 meters; thence South 86° 26' 55" East 144.03 feet or 43.900 meters; thence South 89° 45' 30" West 143.71 feet or 43.803 meters more or less to the Point of Beginning containing 684.631 Sq. Ft. (0.016 acres) or 63.605 Sq M (06008 hectares) more or less.

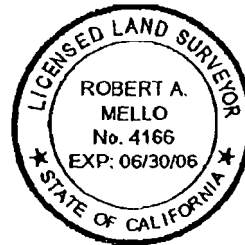
Together with underlying fee interests, if any, contiguous to and Westerly from the above described property, and all interests therein in addition to the existing easement interests, in and across the adjoining public roads, known as East Stockton Blvd.

The meridian used herein is based upon the California Coordinate System (CCS) Zone II, NAD83. The ground distances used herein are in U.S. Survey Feet and Meters. To obtain grid distances, multiply the ground distances shown herein by the combined factor of 0.99997792.

This real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors Act.

Signature Robert A. Mello

Date Oct 21, 2005



APN: 115-0185-075  
21 October 2005

THE MERIDIAN SHOWN HEREON IS BASED UPON THE CALIFORNIA COORDINATE SYSTEM, ZONE 2 (NAD83) TO OBTAIN GRID DISTANCES, MULTIPLY THE GROUND DISTANCES SHOWN HEREON BY THE COMBINED FACTOR OF 0.99997792.

PARCEL ACREAGES	
ORIGINAL:	0.868
FEE TAKE:	0.016
REMAINDER:	0.852

115-1650-076

**PUBLIC UTILITY EASEMENT**

#	BEARING	DIST (F)	DIST (M)	RAD
4	N 00° 14' 30" W	12.51	3.813	
5	S 86° 27' 23" E	144.85	44.150	
6	S 03° 33' 05" W	12.50	3.810	
2	N 86° 26' 55" W	144.03	43.900	
AREA = 1,804.097 SQ. FT. (0.041 ACRES)				
AREA = 167.607 SQ. M (0.017 HECTARES)				

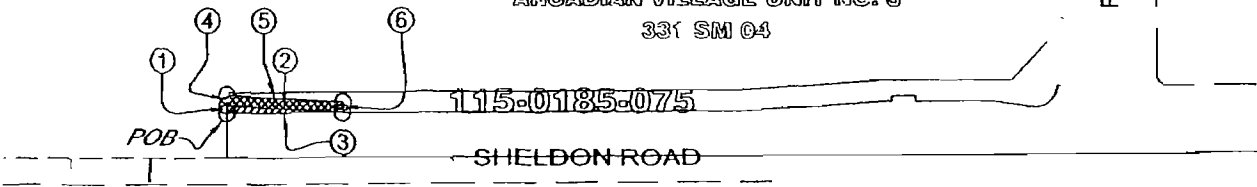
**FEE TAKE AREA**

#	BEARING	DIST (F)	DIST (M)	RAD
1	N 00° 14' 30" W	9.53	2.905	
2	S 86° 26' 55" E	144.03	43.900	
3	S 89° 45' 30" W	143.71	43.803	
AREA = 684.631 SQ. FT. (0.016 ACRES)				
AREA = 63.605 SQ. M (0.006 HECTARES)				

115-0150-014

115-0150-013

ARCADIAN VILLAGE UNIT NO. 3  
331 SM 04

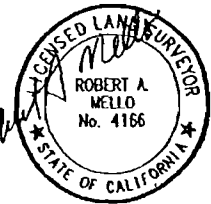


A PORTION OF THAT PROPERTY SHOWN AS LOT A ON "ARCADIAN VILLAGE UNIT NO. 3" RECORDED ON THE SUBDIVISION MAP FILED IN THE OFFICE OF THE RECORDER OF SACRAMENTO COUNTY IN BOOK 331 OF MAPS, AT PAGE 04

GRAPHIC SCALE: 1" = 200'  
200 100 0 200 400

FEE TAKE AREA 

PUBLIC UTILITY EASEMENT 



PLAT MAP  
CITY OF ELK GROVE  
SACRAMENTO COUNTY

TITLE ORDER: 5001702  
OWNER: ELK GROVE COMMUNITY SERVICES DISTRICT  
ACQ #: 05-08-23  
APN: 115-0185-075

21 OCTOBER 2005

PUBLIC UTILITY EASEMENT

All that property shown as Lot A on the Subdivision Map of "Arcadian Village Unit No. 3" recorded in Book 331 of Maps at Page 4, and being also a portion of Lot 2 of the East half of the Southwest quarter of the Southeast quarter of Section 23, T. 7 N., R. 5 E., M.D.B. & M., as shown on that certain Subdivision Map entitled "Arcadian Village Unit No. 2 Large Lot Map", Sheet 3 of 6 recorded in Book 290 of Maps at Page 07, both being filed in the Office of the Recorder of Sacramento County and more particularly described by metes and bounds as follows:

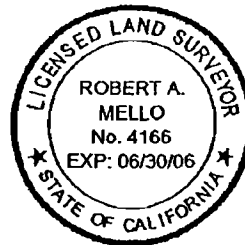
Beginning at a point on the Northerly right-of-way line of Sheldon Road, a Public Road, from which the quarter corner of Section 23/26 bears South 00° 14' 30" East 63.53 feet or 19.364 meters and South 89° 45' 30" West 664.05 feet or 202.403 meters; thence from said Point of Beginning North 00° 14' 30" West 12.51 feet or 3.813 meters; thence South 86° 27' 23" East 144.85 feet or 44.150 meters; thence South 03° 33' 05" West 12.50 feet or 3.810 meters; thence North 86° 26' 55" West 144.03 feet or 43.900 meters more or less to the Point of Beginning containing 1,804.097 Sq. Ft. (0.041 acres) or 167.607 Sq M (0.017 hectares) more or less.

The meridian used herein is based upon the California Coordinate System (CCS) Zone II, NAD83. The ground distances used herein are in U.S. Survey Feet and Meters. To obtain grid distances, multiply the ground distances shown herein by the combined factor of 0.99997792.

This real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors Act.

Signature Robert A. Mello

Date Oct 21, 2005



APN: 115-0185-075  
21 October 2005

THE MERIDIAN SHOWN HEREON IS BASED UPON THE CALIFORNIA COORDINATE SYSTEM, ZONE 2 (NAD83) TO OBTAIN GRID DISTANCES, MULTIPLY THE GROUND DISTANCES SHOWN HEREON BY THE COMBINED FACTOR OF 0.99997792.

PARCEL ACREAGES	
ORIGINAL:	0.868
FEE TAKE:	0.016
REMAINDER:	0.852

115-1650-076

**PUBLIC UTILITY EASEMENT**

#	BEARING	DIST (F)	DIST (M)	RAD
4	N 00° 14' 30" W	12.51	3.813	
5	S 86° 27' 23" E	144.85	44.150	
6	S 03° 33' 05" W	12.50	3.810	
2	N 86° 26' 55" W	144.03	43.900	
		AREA = 1,804.097 SQ. FT. (0.041 ACRES)		
		AREA = 167.607 SQ. M (0.017 HECTARES)		

**FEE TAKE AREA**

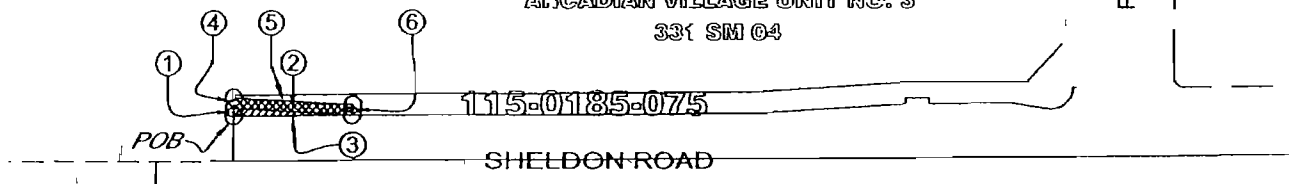
#	BEARING	DIST (F)	DIST (M)	RAD
1	N 00° 14' 30" W	9.53	2.905	
2	S 86° 26' 55" E	144.03	43.900	
3	S 89° 45' 30" W	143.71	43.803	
		AREA = 684.631 SQ. FT. (0.016 ACRES)		
		AREA = 63.605 SQ. M (0.006 HECTARES)		

115-0150-014

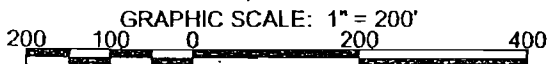
115-0130-013

ARCADIAN VILLAGE UNIT NO. 3  
331 SM 04

POWER INN ROAD

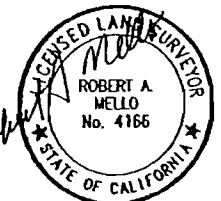


A PORTION OF THAT PROPERTY SHOWN AS LOT A ON "ARCADIAN VILLAGE UNIT NO. 3" RECORDED ON THE SUBDIVISION MAP FILED IN THE OFFICE OF THE RECORDER OF SACRAMENTO COUNTY IN BOOK 331 OF MAPS, AT PAGE 04



FEE TAKE AREA 

PUBLIC UTILITY EASEMENT 



PLAT MAP  
CITY OF ELK GROVE  
SACRAMENTO COUNTY

TITLE ORDER: 5001702  
OWNER: ELK GROVE COMMUNITY SERVICES DISTRICT  
ACQ #: 05-08-23  
APN: 115-0185-075

21 OCTOBER 2005

**EXHIBIT 2-B-3**  
**(Public Utility Easement)**

AN EASEMENT for PUBLIC UTILITY PURPOSES for the installation, construction, use, repair and maintenance of electroliers, traffic control devises, water, sewer, gas and drainage pipes and poles, and overhead and underground wires and conduits for electrical, communications and television services, together with any and all appurtenances pertaining thereto, on, over, under and across all that real property owned by OWNER(S) and situated within the City of Elk Grove ("CITY"), County of Sacramento, State of California described herein in Exhibit 2-B-1 and delineated herein on Exhibit 2-B-2.

The CITY may move and/or remove any existing structures or improvements. The CITY shall replace "in like kind" or restore such structures or improvements upon completion of construction and/or maintenance activities unless such restoration or replacement interferes with the operation and maintenance of said public utilities.

Without limiting the CITY's rights granted herein, the CITY may also trim such tree foliage and cut such limbs and roots on said property as may be necessary for the protection of said public utilities.

OWNER(S) shall not erect or construct any building or other permanent structure or drill or operate any well within said easement.

### Temporary Construction Easement

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE CITY OF ELK GROVE, COUNTY OF SACRAMENTO, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

All that portion of Lot A of Arcadian Village Unit No. 3, in the City of Elk Grove, County of Sacramento, California, according to the official plat thereof, filed in Book 331 of maps, Map No. 4, and being also a portion of Lot 2 of the East half of the Southwest quarter of the Southeast quarter of Section 23, T. 7 N., R. 5 E., M.D.B. & M., of Arcadian Village Unit No. 2 Large Lot Map, in the City of Elk Grove, County of Sacramento, California, according to the official plat thereof, Sheet 3 of 6 filed in Book 290 of maps, Map No. 07, both being filed in the office of the Recorder of Sacramento County and being more particularly described as follows:

**Beginning** at a point on the Northerly right of way line of Sheldon Road, a Public Road, from which the quarter corner of Section 23/26 bears South 00° 14' 30" East 63.53 feet or 19.364 meters; thence South 89° 45' 30" West 664.05 feet or 202.403 meters; thence from said **Point of Beginning** North 00° 14' 30" West 12.51 feet or 3.813 meters; thence South 86° 27' 23" East 144.86 feet or 44.153 meters; thence South 03° 33' 05" West 12.50 feet or 3.810 meters; thence North 86° 26' 55" West 144.03 feet or 43.900 meters to the **Point of Beginning**.

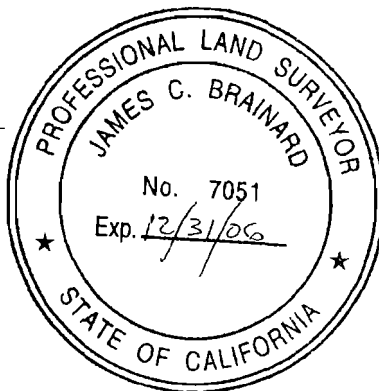
The total area of the Public Utility Easement contains 1,804.13 square feet or 0.0414 acres; or 167.610 square meters or 0.017 hectares, more or less.

The meridian used herein is based upon the California Coordinate System (CCS) Zone II, NAD83, 1991.35. The ground distances used herein are in U.S. Survey Feet and Meters. To obtain grid distances, multiply the ground distances shown herein by the combined factor of 0.99997792.

This real property description has been prepared at R.E.Y. Engineers, Inc., by me or under my direction, in conformance with the Professional Land Surveyors Act.

APN: 115-0185-075

James C. Brainard, PLS 7051



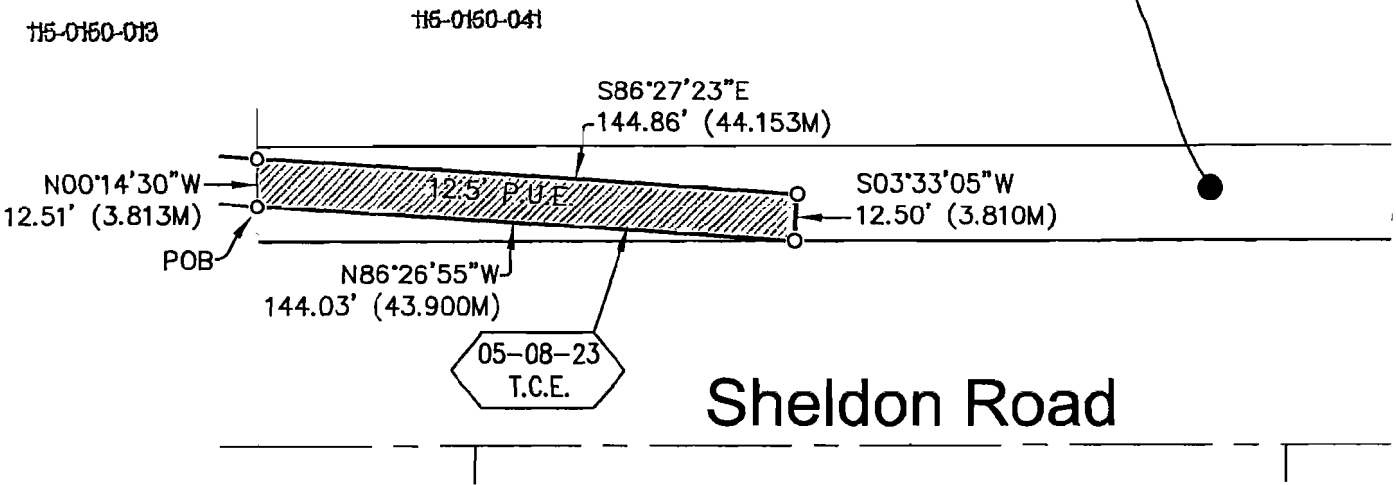
10/25/05  
Date

BOOK 331  
PAGE 04

Lot A

APN 115-0185-075

Elk Grove Community Services District

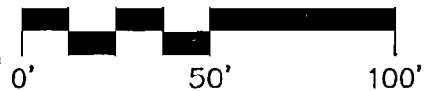


5:\18010\001 Sheldon Interchange\115-0185-075-TCE.dwg, 10/23/2006 2:09:46 PM



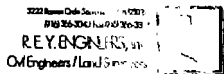
POB = Point of Beginning  
POC = Point of Commencement

GRAPHIC SCALE



The meridian shown hereon is based upon the California Coordinate System Zone 2 (NAD83, 1991.35). To obtain grid distances, multiply the ground distances shown hereon by the combined factor of 0.99997792.

IN THE CITY OF ELK GROVE  
SACRAMENTO COUNTY, CALIFORNIA  
CITY PARCEL 05-08-23



Scale 1"=50'  
Date 2-23-06  
Drawn By KS  
Checked By JLS

PLAT MAP - SHEET 1 OF 1  
Temporary Construction Easement of 1,804.13+/- sq.ft.  
0.0414+/- acres or 0.017+/- hectares  
APN 115-0185-075



**EXHIBIT 2-C-3**  
**(Temporary Construction Easement)**

A TEMPORARY CONSTRUCTION EASEMENT (“EASEMENT”) for the purpose of public use, construction, reconstruction, installation, improvement, repair, inspection, expansion, and maintenance of public right-of-ways, highways, roadways, services, utilities, landscape improvements, and necessary appurtenant structures, on, over, and under all that real property situated in the City of Elk Grove (“CITY”), County of Sacramento, State of California, described herein in Exhibit 2-C-1 and delineated herein on Exhibit 2-C-2.

CITY may move and/or remove any existing structures or improvements but shall replace “in like kind” or restore such structures or improvements prior to the EASEMENT’s termination. Access to any improved parcels shall not be totally impaired and at least one-half of all driveways shall remain unobstructed at all times. City may re-grade the underlying property to conform to the grade of the street frontage.

The EASEMENT shall extend for a period of thirty (30) months commencing on the date ordered by the Court.



**Fee Take Parcel**

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE CITY OF ELK GROVE, COUNTY OF SACRAMENTO, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

Lot B, as shown on that certain map entitled "Sheldon Pacific Unit No. 1", filed in the office of the Sacramento County Recorder on October 13, 1999 in Book 266 of Maps, at Page 4 being more particularly described as follows:


**Beginning** at the Northwest corner of the above described Lot B said point also being on the South Right of Way of Sheldon Road; thence from said **Point of Beginning** along said South Right of Way and the North line of Lot B North 89°42'34"East 273.45 feet or 83.348 meters; thence leaving said North line South 89°06'50"West 273.48 feet or 83.357 meters to the West line of said Lot B; thence along said West line North 00°08'26"West 2.84 feet or 0.866 meters to the South Right of Way of Sheldon Road and the **Point of Beginning**, Together with all underlying fee, if any, appurtenant to the above-described parcel.

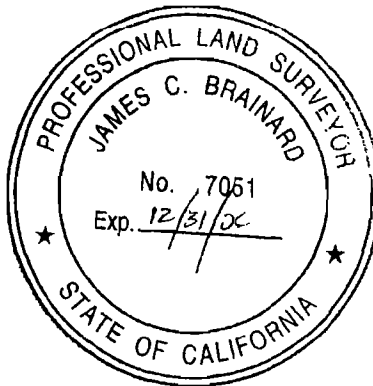
containing 387.68 square feet or 0.0089 acres; or 36.017 square meters or 0.004 hectares, more or less.

The meridian used herein is based upon the California Coordinate System (CCS) Zone II, NAD83, 1991.35. The ground distances used herein are in U.S. Survey Feet and Meters. To obtain grid distances, multiply the ground distances shown herein by the combined factor of 0.99997792.

This real property description has been prepared at R.E.Y. Engineers, Inc., by me or under my direction, in conformance with the Professional Land Surveyors Act.

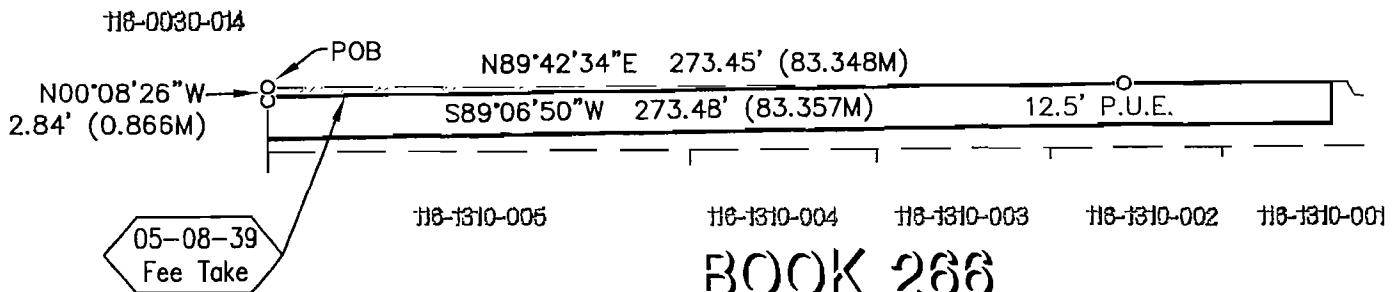
APN: 116-1310-017

  
James C. Brainard, PLS 7051

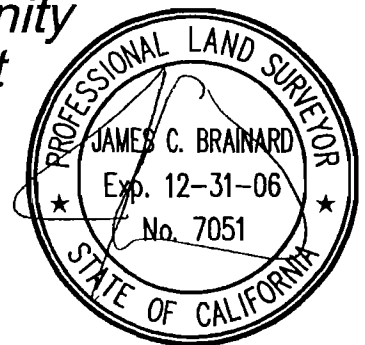


10/28/00  
Date

# Sheldon Road

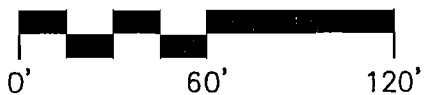


**BOOK 266**  
**PAGE 4**  
 Lot B  
 APN 116-1310-017  
*Elk Grove Community  
 Services District*



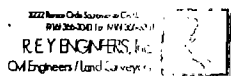
PARCEL ACREAGES	
ORIGINAL:	0.167
FEE TAKE:	0.009
REMAINDER:	0.158

POB = Point of Beginning  
 POC = Point of Commencement  
**GRAPHIC SCALE**



The meridian shown hereon is based upon the California Coordinate System, Zone 2 (NAD83, 1991.35). To obtain grid distances, multiply the ground distances shown hereon by the combined factor of 0.99997792.

IN THE CITY OF ELK GROVE  
 SACRAMENTO COUNTY, CALIFORNIA  
 CITY PARCEL 05-08-39



Scale 1"=60'  
 Date 02-23-06  
 Drawn By KS  
 Checked By JJB

PLAT MAP - SHEET 1 OF 1  
 Fee Take of 387.68+/- sq.ft.  
 0.0089+/- acres or 0.004+/- hectares  
 APN 116-1310-017



**Public Utility Easement**

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE CITY OF ELK GROVE, COUNTY OF SACRAMENTO, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

Lot B, as shown on that certain map entitled "Sheldon Pacific Unit No. 1", filed in the office of the Sacramento County Recorder on October 13, 1999 in Book 266 of Maps, at Page 4 being more particularly described as follows:

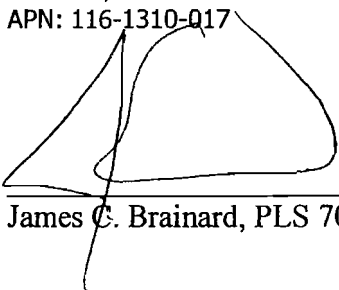
**Beginning** at the Northwest corner of the above described Lot B said point also being on the South Right of Way of Sheldon Road; thence along West line of Lot B South 00°08'26" East 2.84 feet or 0.866 meters to the **Point of Beginning**; thence from said **Point of Beginning** leaving said West line North 89°06'50" East 273.48 feet or 83.357 meters to the South Right of Way of Sheldon Road and the North line of said Lot B; thence along said North line North 89°42'34" East 66.26 feet or 20.196 meters; thence leaving said North line South 00°17'26" East 12.50 feet or 3.810 meters; thence South 89°42'34" West 66.26 feet or 20.196 meters; thence South 89°06'50" West 273.51 feet or 83.366 meters to the West line of said Lot B; thence along said West line North 00°08'26" West 12.50 feet or 3.810 meter to the **Point of Beginning**,

containing 4247.10 square feet or 0.0975 acres; or 394.570 square meters or 0.039 hectares, more or less.

The meridian used herein is based upon the California Coordinate System (CCS) Zone II, NAD83, 1991.35. The ground distances used herein are in U.S. Survey Feet and Meters. To obtain grid distances, multiply the ground distances shown herein by the combined factor of 0.99997792.

This real property description has been prepared at R.E.Y. Engineers, Inc., by me or under my direction, in conformance with the Professional Land Surveyors Act.

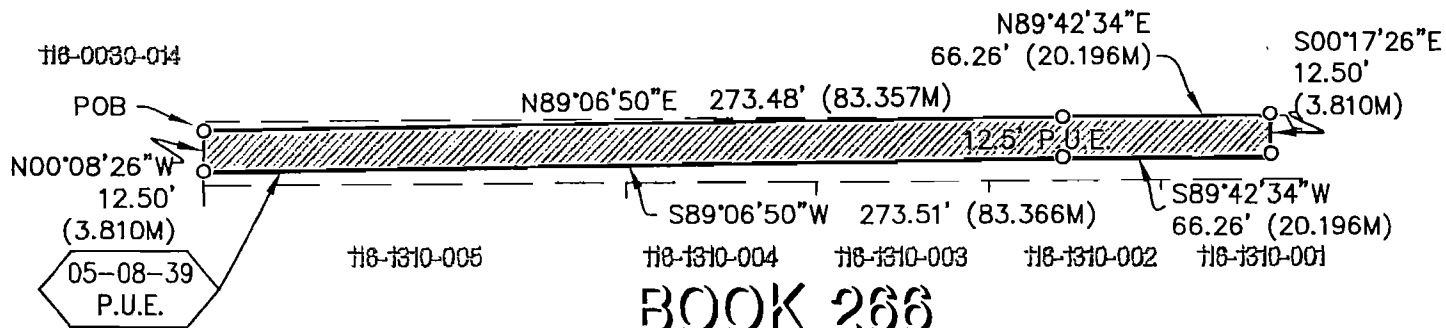
APN: 116-1310-017

  
James C. Brainard, PLS 7051



10/25/06  
Date

# Sheldon Road

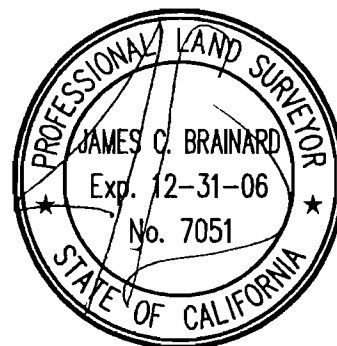


**BOOK 266**  
**PAGE 4**

Lot B

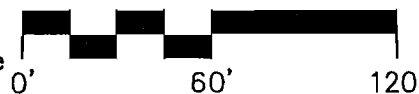
APN 116-1310-017

*Elk Grove Community  
Services District*



POB = Point of Beginning  
POC = Point of Commencement

GRAPHIC SCALE



The meridian shown hereon is based upon the California Coordinate System, Zone 2 (NAD83, 1991.35). To obtain grid distances, multiply the ground distances shown hereon by the combined factor of 0.99997792.

IN THE CITY OF ELK GROVE  
SACRAMENTO COUNTY, CALIFORNIA  
CITY PARCEL 05-08-39



Scale 1"=60'  
Date 02--23--06  
Drawn By KS  
Checked By JB

PLAT MAP - SHEET 1 OF 1  
Public Utility Easement of 4,247.10+/- sq.ft.  
0.0975+/- acres or 0.039+/- hectares  
APN 116-1310-017

**EXHIBIT 3-B-3**  
**(Public Utility Easement)**

An EASEMENT for PUBLIC UTILITY PURPOSES for the installation, construction, use, repair and maintenance of electroliers, traffic control devises, water, sewer, gas and drainage pipes and poles, and overhead and underground wires and conduits for electrical, communications and television services, together with any and all appurtenances pertaining thereto, on, over, under and across all that real property owned by OWNER(S) and situated within the City of Elk Grove ("CITY"), County of Sacramento, State of California described herein in Exhibit 3-B-1 and delineated herein on Exhibit 3-B-2.

The CITY may move and/or remove any existing structures or improvements. The CITY shall replace "in like kind" or restore such structures or improvements upon completion of construction and/or maintenance activities unless such restoration or replacement interferes with the operation and maintenance of said public utilities.

Without limiting the CITY's rights granted herein, the CITY may also trim such tree foliage and cut such limbs and roots on said property as may be necessary for the protection of said public utilities.

OWNER(S) shall not erect or construct any building or other permanent structure or drill or operate any well within said easement.

**Temporary Construction Easement**

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE CITY OF ELK GROVE, COUNTY OF SACRAMENTO, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:


Lot B, as shown on that certain map entitled "Sheldon Pacific Unit No. 1", filed in the office of the Sacramento County Recorder on October 13, 1999 in Book 266 of Maps, at Page 4 being more particularly described as follows:

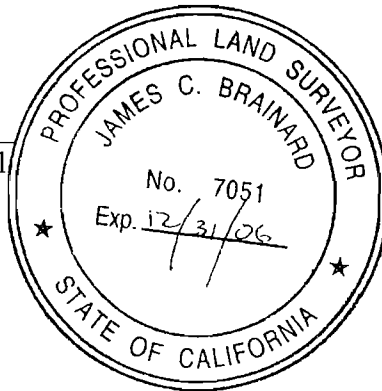
**Beginning** at the Northwest corner of the above described Lot B said point also being on the South Right of Way of Sheldon Road; thence along West line of Lot B South 00°08'26" East 2.84 feet or 0.866 meters to the **Point of Beginning**; thence from said **Point of Beginning** leaving said West line North 89°06'50" East 273.48 feet or 83.357 meters to the South Right of Way of Sheldon Road and the North line of said Lot B; thence along said North line North 89°42'34" East 66.26 feet or 20.196 meters; thence leaving said North line South 00°17'26" East 13.12 feet or 3.999 meters; thence South 89°42'34" West 66.26 feet or 20.196 meters; thence South 89°06'50" West 273.51 feet or 83.366 meters to the West line of said Lot B; thence along said West line North 00°08'26" West 13.12 feet or 3.999 meters to the **Point of Beginning**,

containing 4460.54 square feet or 0.1024 acres; or 414.400 square meters or 0.041 hectares, more or less.

The meridian used herein is based upon the California Coordinate System (CCS) Zone II, NAD83, 1991.35. The ground distances used herein are in U.S. Survey Feet and Meters. To obtain grid distances, multiply the ground distances shown herein by the combined factor of 0.99997792.

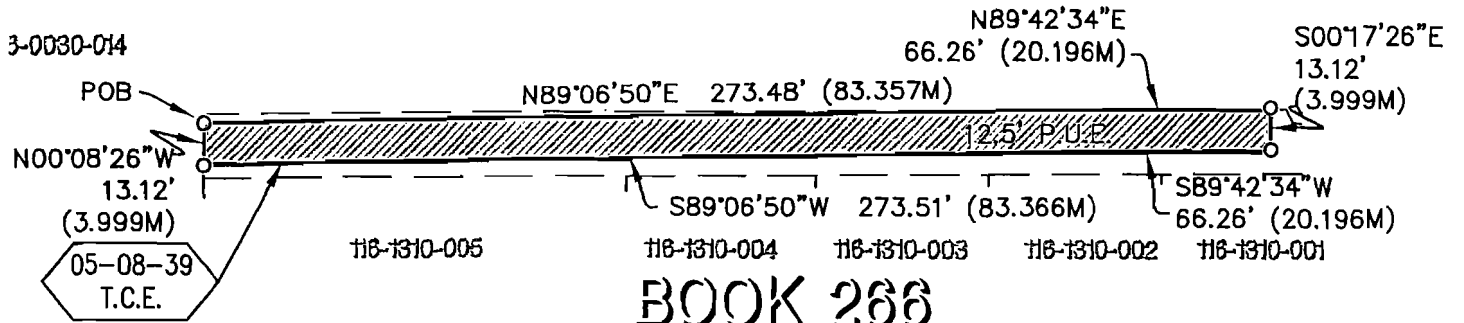
This real property description has been prepared at R.E.Y. Engineers, Inc., by me or under my direction, in conformance with the Professional Land Surveyors Act.  
APN: 116-1310-017

  
James C. Brainard, PLS 7051



10/25/06  
Date

# Sheldon Road



**BOOK 266**

**PAGE 4**

Lot B

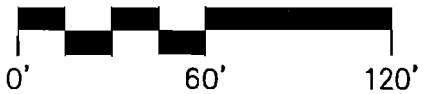
APN 116-1310-017

**Elk Grove Community  
Services District**



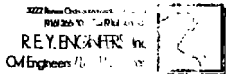
POB = Point of Beginning  
POC = Point of Commencement

GRAPHIC SCALE



The meridian shown hereon is based upon the California Coordinate System Zone 2 (NAD83, 1991.35). To obtain grid distances, multiply the ground distances shown hereon by the combined factor of 0.99997792.

IN THE CITY OF ELK GROVE  
SACRAMENTO COUNTY, CALIFORNIA  
CITY PARCEL 05-08-39



Scale 1" = 60'  
Date 07-25-06  
Drawn By KS  
Checked By JB

PLAT MAP - SHEET 1 OF 1  
Temporary Construction Easement of 4,460.54+/- sq.ft.  
0.1024+/- acres or 0.041+/- hectares  
APN 116-1310-017



**EXHIBIT 3-C-3**  
**(Temporary Construction Easement)**

A TEMPORARY CONSTRUCTION EASEMENT (“EASEMENT”) for the purpose of public use, construction, reconstruction, installation, improvement, repair, inspection, expansion, and maintenance of public right-of-ways, highways, roadways, services, utilities, landscape improvements, and necessary appurtenant structures, on, over, and under all that real property situated in the City of Elk Grove (“CITY”), County of Sacramento, State of California, described herein in Exhibit 3-C-1 and delineated herein on Exhibit 3-C-2.

CITY may move and/or remove any existing structures or improvements but shall replace “in like kind” or restore such structures or improvements prior to the EASEMENT’s termination. Access to any improved parcels shall not be totally impaired and at least one-half of all driveways shall remain unobstructed at all times. City may re-grade the underlying property to conform to the grade of the street frontage.

The EASEMENT shall extend for a period of thirty (30) months commencing on the date ordered by the Court.



**FEE Take Parcel**

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE UNINCORPORATED AREA, COUNTY OF SACRAMENTO, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

Lot A as shown on that certain map entitled "Sheldon Pacific Unit No. 2", filed in the office of the County Recorder of Sacramento County, California, on October 13, 1999, in Book 266 of Maps, at Page 5.

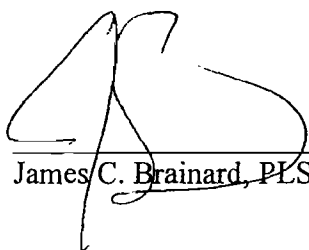
**Beginning** at the angle point of the Easterly and Northerly line of the above described Lot A; thence from said **Point of Beginning** along said North line Lot A North 89°51'34" East 20.27 feet or 6.178 meters; thence leaving said North line along the arc of a curve to the left having a radius of 26.25 feet or 8.001 meters, with a chord bearing South 55°23'20" East 20.80 feet or 6.340 meters to the South line of said Lot A; thence along said South and West line of said Lot A the following four courses 1) along the arc of a curve to the right having a radius of 325.00 feet or 99.060 meters, with a chord bearing North 77°58'12" West 62.23 feet or 18.968 meters; 2) thence along the arc of a curve to the right having a radius of 25.00 feet or 7.620 meters, with a chord bearing North 27°30'16" West 35.34 feet or 10.772 meters; 3) thence along the arc of a curve to the left having a radius of 542.00 feet or 165.202 meters, with a chord bearing North 13°14'35" East 79.85 feet or 24.338 meters; 4) thence along the arc of a curve to the left having a radius of 1200.00 feet or 365.761 meters, with a chord bearing North 08°34'36" East 18.51 feet or 5.642 meters; thence leaving said West line along the arc of a curve to the left having a radius of 474.11 feet or 144.509 meters, with a chord bearing North 24°23'22" East 44.38 feet or 13.527 meters to the East line of said Lot A; thence along said East line South 00°08'28" East 169.00 feet or 51.511 meters to the North line of said Lot A and the **Point of Beginning**, Together with all underlying fee, if any, appurtenant to the above-described parcel.

containing 4462.54 square feet or 0.1024 acres; or 415.002 square meters or 0.042 hectares, more or less.

The meridian used herein is based upon the California Coordinate System (CCS) Zone II, NAD83, 1991.35. The ground distances used herein are in U.S. Survey Feet and Meters. To obtain grid distances, multiply the ground distances shown herein by the combined factor of 0.99997792.

This real property description has been prepared at R.E.Y. Engineers, Inc., by me or under my direction, in conformance with the Professional Land Surveyors Act.

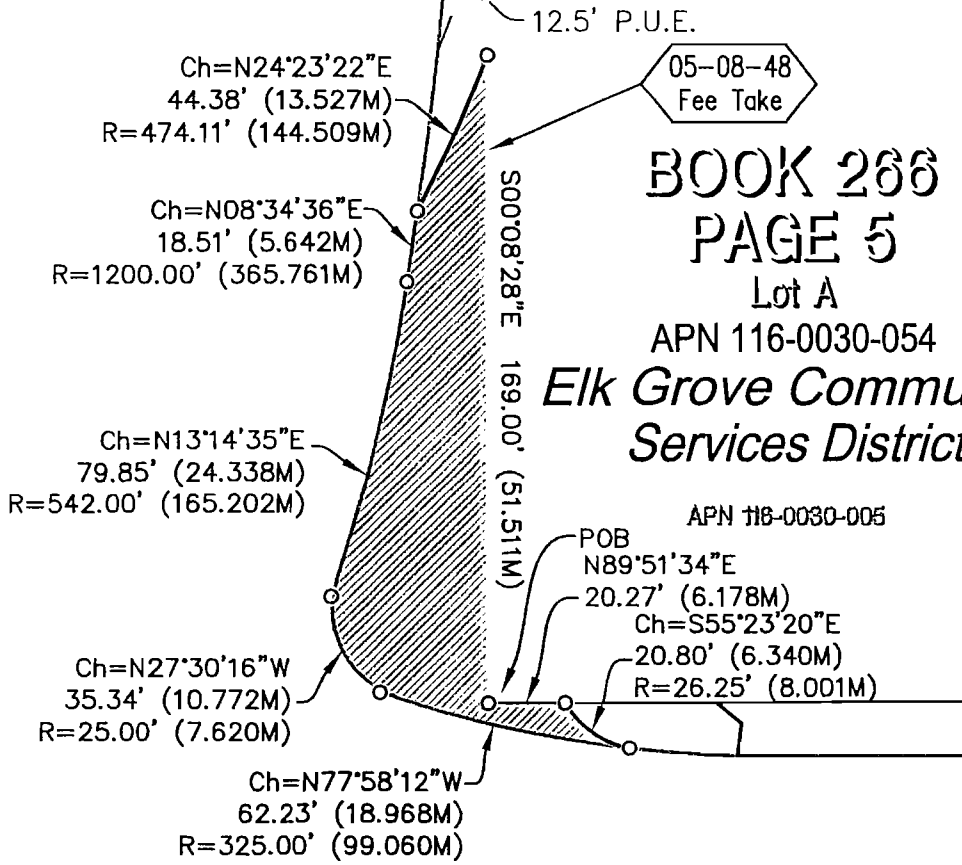
APN: 116-0030-054

  
James C. Brainard, PLS 7051



12/22/06  
Date

East Stockton Blvd.



BOOK 266  
PAGE 5

Lot A  
APN 116-0030-054  
*Elk Grove Community Services District*

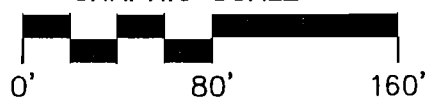
APN 116-0030-005



PARCEL ACREAGES	
ORIGINAL:	0.342
FEE TAKE:	0.102
REMAINDER:	0.240

POB = Point of Beginning  
POC = Point of Commencement

GRAPHIC SCALE



The meridian shown hereon is based upon the California Coordinate System, Zone 2 (NAD83, 1991.35). To obtain grid distances, multiply the ground distances shown hereon by the combined factor of 0.99997792.

IN THE CITY OF ELK GROVE  
SACRAMENTO COUNTY, CALIFORNIA  
CITY PARCEL 05-08-48

PLAT MAP - SHEET 1 OF 1  
Fee Take of 4,462.54+/- sq.ft.  
0.1024+/- acres or 0.042+/- hectares  
APN 116-0030-054



D:\000001 Snelton Interchange\116-0030-054-TAKE.dwg, 10/23/2006 1:45:13 PM

Scale = 1" = 80'  
Date 02-23-06  
Drawn By: KES  
Checked By: JEB

## Public Utility Easement

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE UNINCORPORATED AREA, COUNTY OF SACRAMENTO, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

Lot A as shown on that certain map entitled "Sheldon Pacific Unit No. 2", filed in the office of the County Recorder of Sacramento County, California, on October 13, 1999, in Book 266 of Maps, at Page 5.

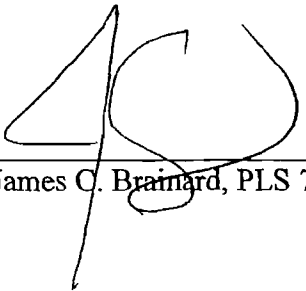
**Beginning** at the angle point of the Easterly and Northerly line of the above described Lot A; thence along the East line of said Lot A North 00°08'28" West 169.00 feet or 51.511meters to the **Point of Beginning**; thence from said **Point of Beginning** leaving said East line along the arc of a curve to the right having a radius of 474.11 feet or 144.509 meters, with a chord bearing South 24°23'22" West 44.38 feet or 13.527 meters to the West line of said Lot A; thence along said West line along the arc of a curve to the left having a radius of 1200.00 feet or 365.761 meters, with a chord bearing North 07°08'36" East 41.53 feet or 12.658 meters; thence leaving said West line along the arc of a curve to the left having a radius of 461.61 feet or 140.699 meters, with a chord bearing North 19°49'43" East 38.53 feet or 11.744 meters to the East line of said Lot A; thence along said East line South 00°08'28" East 37.03 feet or 11.287 meters to the **Point of Beginning**,

containing 518.36 square feet or 0.0119 acres; or 48.158 square meters or 0.005 hectares, more or less.

The meridian used herein is based upon the California Coordinate System (CCS) Zone II, NAD83, 1991.35. The ground distances used herein are in U.S. Survey Feet and Meters. To obtain grid distances, multiply the ground distances shown herein by the combined factor of 0.99997792.

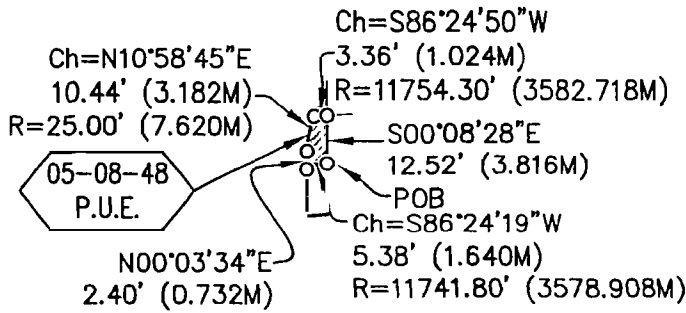
This real property description has been prepared at R.E.Y. Engineers, Inc., by me or under my direction, in conformance with the Professional Land Surveyors Act.

APN: 116-0030-054

  
James C. Brainard, PLS 7051



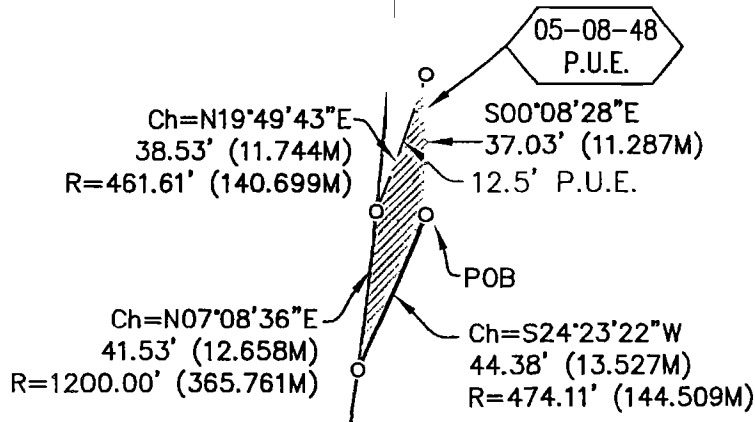
10/25/06  
Date



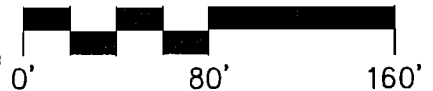
East Stockton Blvd.

**BOOK 266**  
**PAGE 5**  
 Lot A  
 APN 116-0030-054  
*Elk Grove Community Services District*

APN 116-0030-005



POB = Point of Beginning  
 POC = Point of Commencement  
**GRAPHIC SCALE**



The meridian shown hereon is based upon the California Coordinate System, Zone 2 (NAD83, 1991.35). To obtain grid distances, multiply the ground distances shown hereon by the combined factor of 0.99997792.

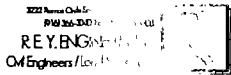
IN THE CITY OF ELK GROVE  
 SACRAMENTO COUNTY, CALIFORNIA  
 CITY PARCEL 05-08-48

**PLAT MAP - SHEET 1 OF 1**  
 Public Utility Easement of 577.71+/- sq.ft.  
 0.0133+/- acres or 0.00X+/- hectares  
 APN 116-0030-054



4-B-2

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Scale = 1"=80'  
 Date 02-23-06  
 Drawn By JRS  
 Checked By JBR

**EXHIBIT 4-B-3**  
**(Public Utility Easement)**

AN EASEMENT for PUBLIC UTILITY PURPOSES for the installation, construction, use, repair and maintenance of electroliers, traffic control devises, water, sewer, gas and drainage pipes and poles, and overhead and underground wires and conduits for electrical, communications and television services, together with any and all appurtenances pertaining thereto, on, over, under and across all that real property owned by OWNER(S) and situated within the City of Elk Grove ("CITY"), County of Sacramento, State of California described herein in Exhibit 4-B-1 and delineated herein on Exhibit 4-B-2.

The CITY may move and/or remove any existing structures or improvements. The CITY shall replace "in like kind" or restore such structures or improvements upon completion of construction and/or maintenance activities unless such restoration or replacement interferes with the operation and maintenance of said public utilities.

Without limiting the CITY's rights granted herein, the CITY may also trim such tree foliage and cut such limbs and roots on said property as may be necessary for the protection of said public utilities.

OWNER(S) shall not erect or construct any building or other permanent structure or drill or operate any well within said easement.

## Temporary Construction Easement

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE UNINCORPORATED AREA, COUNTY OF SACRAMENTO, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

Lot A as shown on that certain map entitled "Sheldon Pacific Unit No. 2", filed in the office of the County Recorder of Sacramento County, California, on October 13, 1999, in Book 266 of Maps, at Page 5.

**Beginning** at the angle point of the Easterly and Northerly line of the above described Lot A; thence along the East line of said Lot A North  $00^{\circ}08'28''$  West 169.00 feet or 51.511 meters to the **Point of Beginning**; thence from said **Point of Beginning** leaving said East line along the arc of a curve to the right having a radius of 474.11 feet or 144.509 meters, with a chord bearing South  $24^{\circ}23'22''$  West 44.38 feet or 13.527 meters to the West line of said Lot A; thence along said West line along the arc of a curve to the left having a radius of 1200.00 feet or 365.761 meters, with a chord bearing North  $05^{\circ}47'02''$  East 98.44 feet or 30.005 meters; thence leaving said West line along the arc of a curve to the left having a radius of 447.87 feet or 136.511 meters, with a chord bearing North  $12^{\circ}54'47''$  East 36.58 feet or 11.150 meters to the East line of said Lot A; thence along said East line South  $00^{\circ}08'28''$  East 93.18 feet or 28.401 meters to the **Point of Beginning**,

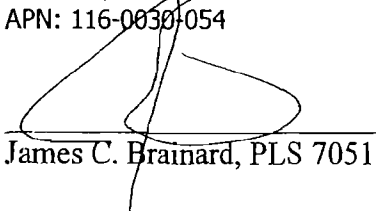
**Together with** a piece of land **Beginning** at the angle point of the Easterly and Northerly line of the above described Lot A; thence along the North line of said Lot A North  $89^{\circ}51'34''$  East 20.27 feet or 6.178 meters to the **Point of Beginning**; thence from said **Point of Beginning** continuing along said North line North  $89^{\circ}51'34''$  East 39.88 feet or 12.155 meters; thence leaving said North line South  $51^{\circ}53'44''$  East 8.50 feet or 2.591 meters; thence South  $06^{\circ}13'21''$  West 8.72 feet or 2.658 meters to the South line of said Lot A; thence along said South line along the arc of a curve to the right having a radius of 325.00 feet or 99.060 meters, with a chord bearing North  $85^{\circ}58'59''$  West 28.57 feet or 8.708 meters; thence leaving said South line along the arc of a curve to the right having a radius of 26.25 feet or 7.971 meters, with a chord bearing North  $55^{\circ}23'20''$  West 20.80 feet or 6.340 meters to the North line of said Lot A and the **Point of Beginning**,

containing 1515.88 square feet or 0.0348 acres; or 140.831 square meters or 0.014 hectares, more or less.

The meridian used herein is based upon the California Coordinate System (CCS) Zone II, NAD83, 1991.35. The ground distances used herein are in U.S. Survey Feet and Meters. To obtain grid distances, multiply the ground distances shown herein by the combined factor of 0.99997792.

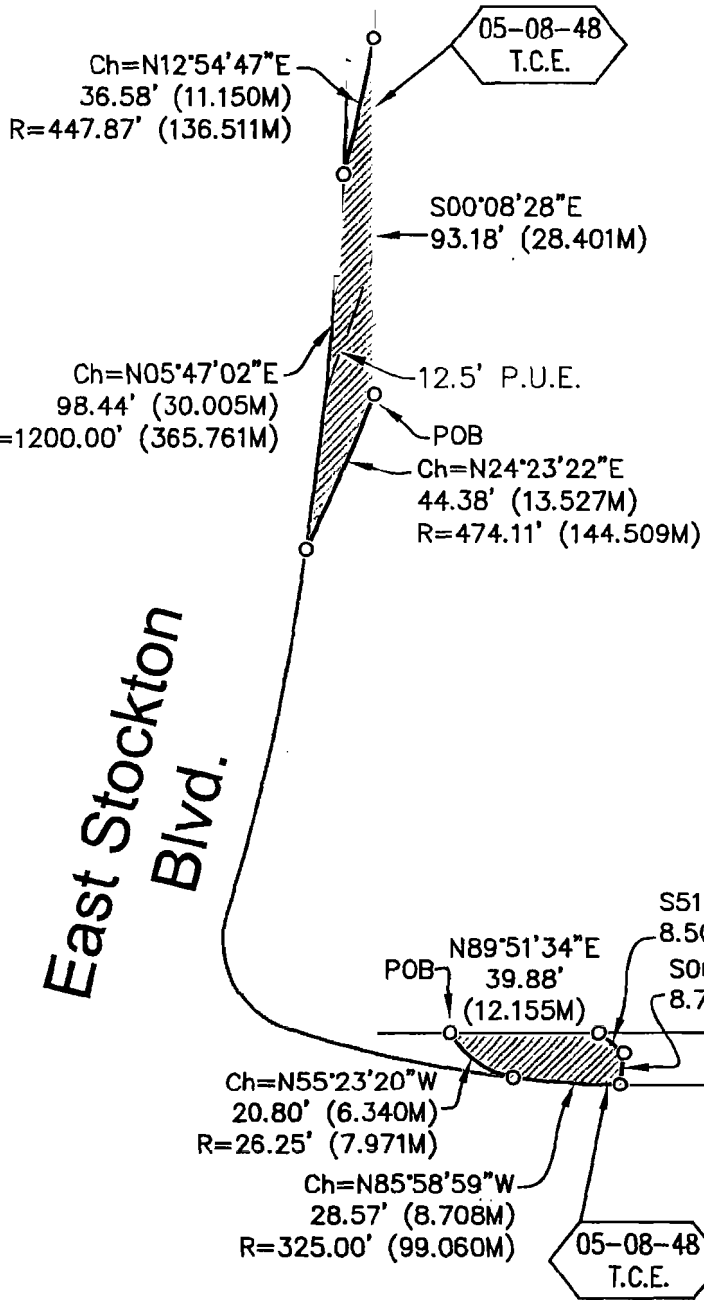
This real property description has been prepared at R.E.Y. Engineers, Inc., by me or under my direction, in conformance with the Professional Land Surveyors Act.

APN: 116-0030-054

  
James C. Brainard, PLS 7051



10/25/06  
Date



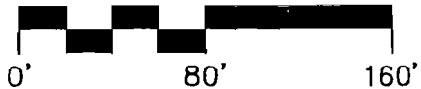
**BOOK 266**  
**PAGE 5**  
 Lot A  
 APN 116-0030-054  
*Elk Grove Community Services District*

APN 116-0030-005



POB = Point of Beginning  
 POC = Point of Commencement

GRAPHIC SCALE



The meridian shown hereon is based upon the California Coordinate System, Zone 2 (NAD83, 1991.35). To obtain grid distances, multiply the ground distances shown hereon by the combined factor of 0.99997792.

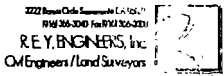
IN THE CITY OF ELK GROVE  
 SACRAMENTO COUNTY, CALIFORNIA  
 CITY PARCEL 05-08-48

PLAT MAP - SHEET 1 OF 1  
 Temporary Construction Easement of 1,515.88+/- sq.ft.  
 0.0348+/- acres or 0.014+/- hectares  
 APN 116-0030-054



Scale 1"=80'  
 Date 02-23-06  
 Drawn By KS  
 Checked By Jf5

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**EXHIBIT 4-C-3**  
**(Temporary Construction Easement)**

A TEMPORARY CONSTRUCTION EASEMENT (“EASEMENT”) for the purpose of public use construction, reconstruction, installation, improvement, repair, inspection, expansion, and maintenance of public right-of-ways, highways, roadways, services, utilities, landscape improvements, and necessary appurtenant structures, on, over, and under all that real property situated in the City of Elk Grove (“CITY”), County of Sacramento, State of California, described herein in Exhibit 4-C-1 and delineated herein on Exhibit 4-C-2.

CITY may move and/or remove any existing structures or improvements but shall replace “in like kind” or restore such structures or improvements prior to the EASEMENT’s termination. Access to any improved parcels shall not be totally impaired and at least one-half of all driveways shall remain unobstructed at all times. City may re-grade the underlying property to conform to the grade of the street frontage.

The EASEMENT shall extend for a period of thirty (30) months commencing on the date ordered by the Court.



**TEMPORARY CONSTRUCTION EASEMENT**

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE UNINCORPORATED AREA, COUNTY OF SACRAMENTO, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

Lot A as shown on the Final Map of Park Meadows North Unit 3A, filed for record February 6, 2003, in Book 310 of Maps, Map No. 7, records of Sacramento County described as follows:


**Beginning** at the Southeast corner of said Lot A, said point being on the Westerly Right of Way of US Highway 99; thence from said **Point of Beginning** along the Northerly Right of Way of West Stockton Boulevard and an arc of a curve to the left having a radius of 530.00 feet or 161.544 meters, a chord bearing North 54°52'00" West 180.07 feet or 54.885 meters; thence leaving said Right of Way North 25°22'08" East 30.15 feet or 9.190 meters; thence North 70°16'13" East 82.28 feet or 25.079 meters to the Westerly Right of Way of US Highway 99; thence along said Westerly Right of Way South 19°43'47" East 168.54 feet or 51.371 meters to the **Point of Beginning**,

containing 8681.51 square feet or 0.1993 acres; or 806.542 square meters or 0.081 hectares, more or less.

The meridian used herein is based upon the California Coordinate System (CCS) Zone II, NAD83, 1991.35. The ground distances used herein are in U.S. Survey Feet and Meters. To obtain grid distances, multiply the ground distances shown herein by the combined factor of 0.99997792.

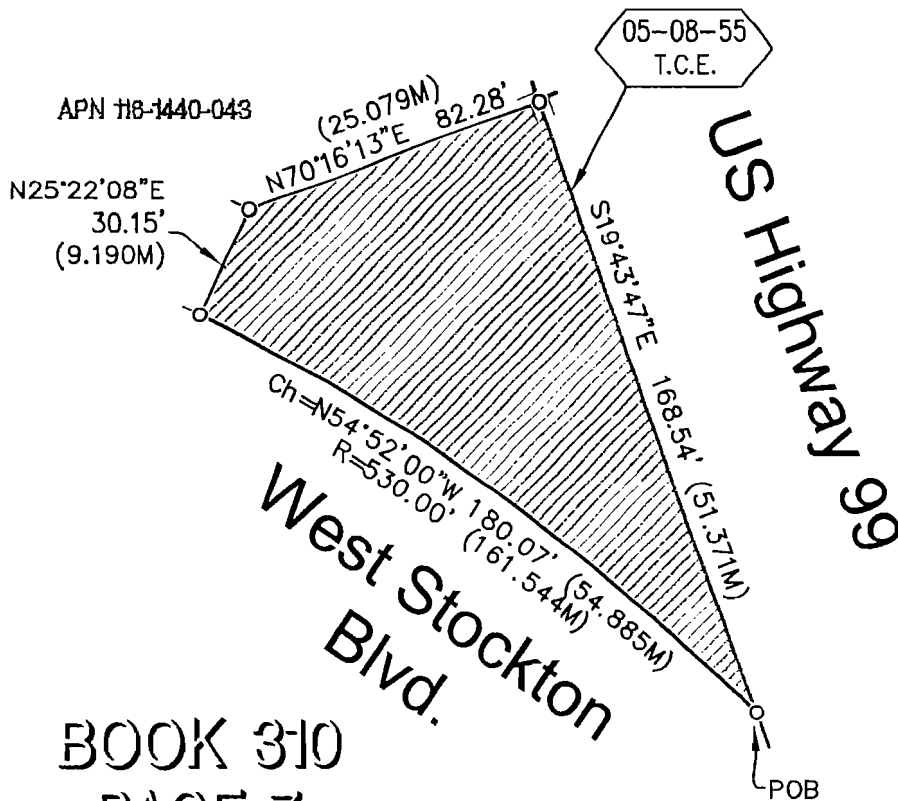
APN: 116-1440-049

This real property description has been prepared at R.E.Y. Engineers, Inc., by me or under my direction, in conformance with the Professional Land Surveyors Act.

  
James G. Brainard, PLS 7051



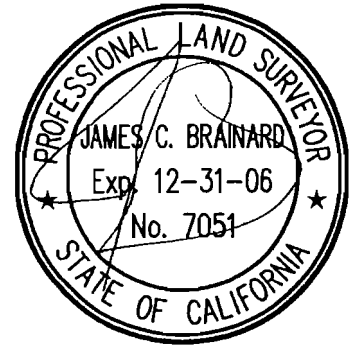
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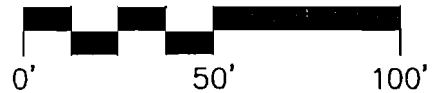
BOOK 310  
PAGE 7

APN 116-1440-049

*Elk Grove Community Services District*



POB = Point of Beginning  
POC = Point of Commencement  
GRAPHIC SCALE



The meridian shown hereon is based upon the California Coordinate System Zone 2 (NAD83, 1991.35). To obtain grid distances, multiply the ground distances shown hereon by the combined factor of 0.99997792.

IN THE CITY OF ELK GROVE  
SACRAMENTO COUNTY, CALIFORNIA  
CITY PARCEL 05-08-55



Scale 1" = 100'  
Date 02-14-06  
Drawn By RS  
Checked By JPB

PLAT MAP - SHEET 1 OF 1  
Temporary Construction Easement of 8,681.51+/- sq.ft.  
0.1993+/- acres or 0.081+/- hectares  
APN 116-1440-049

**EXHIBIT 5-A-3**  
**(Temporary Construction Easement)**

A TEMPORARY CONSTRUCTION EASEMENT (“EASEMENT”) for the purpose of public use, construction, reconstruction, installation, improvement, repair, inspection, expansion, and maintenance of public right-of-ways, highways, roadways, services, utilities, landscape improvements, and necessary appurtenant structures, on, over, and under all that real property situated in the City of Elk Grove (“CITY”), County of Sacramento, State of California, described herein in Exhibit 5-A-1 and delineated herein on Exhibit 5-A-2.

CITY may move and/or remove any existing structures or improvements but shall replace “in like kind” or restore such structures or improvements prior to the EASEMENT’s termination. Access to any improved parcels shall not be totally impaired and at least one-half of all driveways shall remain unobstructed at all times. City may re-grade the underlying property to conform to the grade of the street frontage.

The EASEMENT shall extend for a period of thirty (30) months commencing on the date ordered by the Court.

**CERTIFICATION  
ELK GROVE CITY COUNCIL RESOLUTION NO. 2006-327**

STATE OF CALIFORNIA       )  
COUNTY OF SACRAMENTO    )     ss  
CITY OF ELK GROVE         )

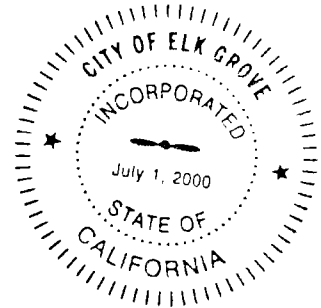
***I, Peggy E. Jackson, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on December 13, 2006 by the following vote:***


**AYES :       COUNCILMEMBERS:       Scherman, Cooper, Leary, Davis, Hume**

**NOES :       COUNCILMEMBERS:       None**

**ABSTAIN :   COUNCILMEMBERS:       None**

**ABSENT:     COUNCILMEMBERS:       None**



  
\_\_\_\_\_  
**Peggy E. Jackson, City Clerk  
City of Elk Grove, California**