

Recording Requested by)
County of Santa Barbara)
_____)
When Recorded Return to the)
Clerk of the Board of Supervisors)
County of Santa Barbara)
105 East Anapamu Street)
Santa Barbara, California 93101)
_____)

SHORT FORM LAND CONSERVATION CONTRACT

Incorporating Board of Supervisors Resolutions and

Long Form Contract by Reference

08AGP-00000-00018

THIS LAND CONSERVATION CONTRACT, by and between **El Encinal, LLC** hereinafter referred to as "OWNER" and the COUNTY OF SANTA BARBARA, a political subdivision of the State of California, hereinafter referred to as "COUNTY".

WITNESSETH:

WHEREAS, OWNER possesses certain real property situated in the County of Santa Barbara, State of California, hereinafter referred to as "THE SUBJECT PROPERTY," and more particularly described in Exhibit A attached hereto and by this reference incorporated herein; and

WHEREAS, THE SUBJECT PROPERTY is now devoted to agricultural uses and uses compatible thereto; and

WHEREAS, the parties hereto desire to create an "agricultural preserve," consisting of THE SUBJECT PROPERTY, to be established by COUNTY by resolution and by this contract, and to be designated as the **El Encinal LLC Agricultural Preserve, 08AGP-00000-00018,**

Assessor Parcel Number 099-030-040, 107 acres; replacing a portion of 69-AP-054B with zoning of AG-II-100, and AC Comprehensive Plan designation restrictions.

NOW, THEREFORE, both OWNER and COUNTY, in consideration of the mutual promises, covenants and conditions to which reference is made herein and substantial public benefits to be derived therefrom, do hereby agree as follows:

FIRST: THE SUBJECT PROPERTY shall be subject to all restrictions and conditions adopted or to be adopted by resolutions and minute orders by the Board of Supervisors of the County of Santa Barbara, California, including without limitation those recorded on November 5, 1971, as Inst. No. 36187, Bk. 2371, pg. 404; January 3, 1972, as Inst. No. 57, Bk. 2381, page 794; October 30, 1974, as Instr. No. 38788, Bk. 2539, pg. 258; November 10, 1975, as Instr. Nos. 40442 and 40443, Bk. 2592, pgs. 1763 and 1767; December 11, 1975, as Instr. No. 44871, Bk. 2595, pg. 2134; May 20, 1977, as Reel No. 77-24881; July 11, 1977, Reel No. 77-34734; November 14, 1978, Reel No. 78-52990; October 15, 1980, Reel No. 80-41873, and November 2, 2007, Reel No. 2007-0077408 of the Official Records of the County of Santa Barbara, California, and IT IS MUTUALLY AGREED that the conditions and restrictions set forth in said resolutions and minute orders are adopted and incorporated herein and made a part hereof as though fully set forth herein at length, and the OWNER will observe and perform said provisions.

SECOND: In consideration of the promises, OWNER shall indemnify and save harmless COUNTY from and against any and all claims, liability, suits, damages, costs including reasonable attorney's fees, losses and expenses in any manner resulting from, arising out of, or

connected with the use of any Surveyor's Map depicting the preserve and the description of THE SUBJECT PROPERTY attached hereto.

THIRD: This Contract shall be effective as of the first day of January, 2009, and shall remain in effect for a period of ten (10) years from each succeeding January first.

IN WITNESS WHEREOF, the County of Santa Barbara has executed this Contract on _____.

ATTEST:

CLERK OF THE BOARD

By: _____
Deputy Clerk

COUNTY OF SANTA BARBARA

By: _____
Chairman, Board of Supervisors
Salud Carbajal

OWNER:

William King 4-30-08
William King, Manager (Date)

APPROVED AS TO FORM:

DANIEL J. WALLACE
COUNTY COUNSEL

By: [Signature]
Deputy County Counsel


LEGAL DESCRIPTION

08AGP-00000-00018

All that certain land situated in the State of California in the unincorporated area of the County of Santa Barbara, described as follows:

Parcel A in the County of Santa Barbara, State of California, according to the map thereof recorded in Book 39, Page 7 of Parcel Maps in the office of the County Recorder.

Approved



County Surveyor
Santa Barbara County
Date 3/2/99

LOT 4

LOT 5

LOT 6

DETAIL 'D'
NOT TO SCALE

7.5 ACCESS UTILITIES & WATER EASEMENT

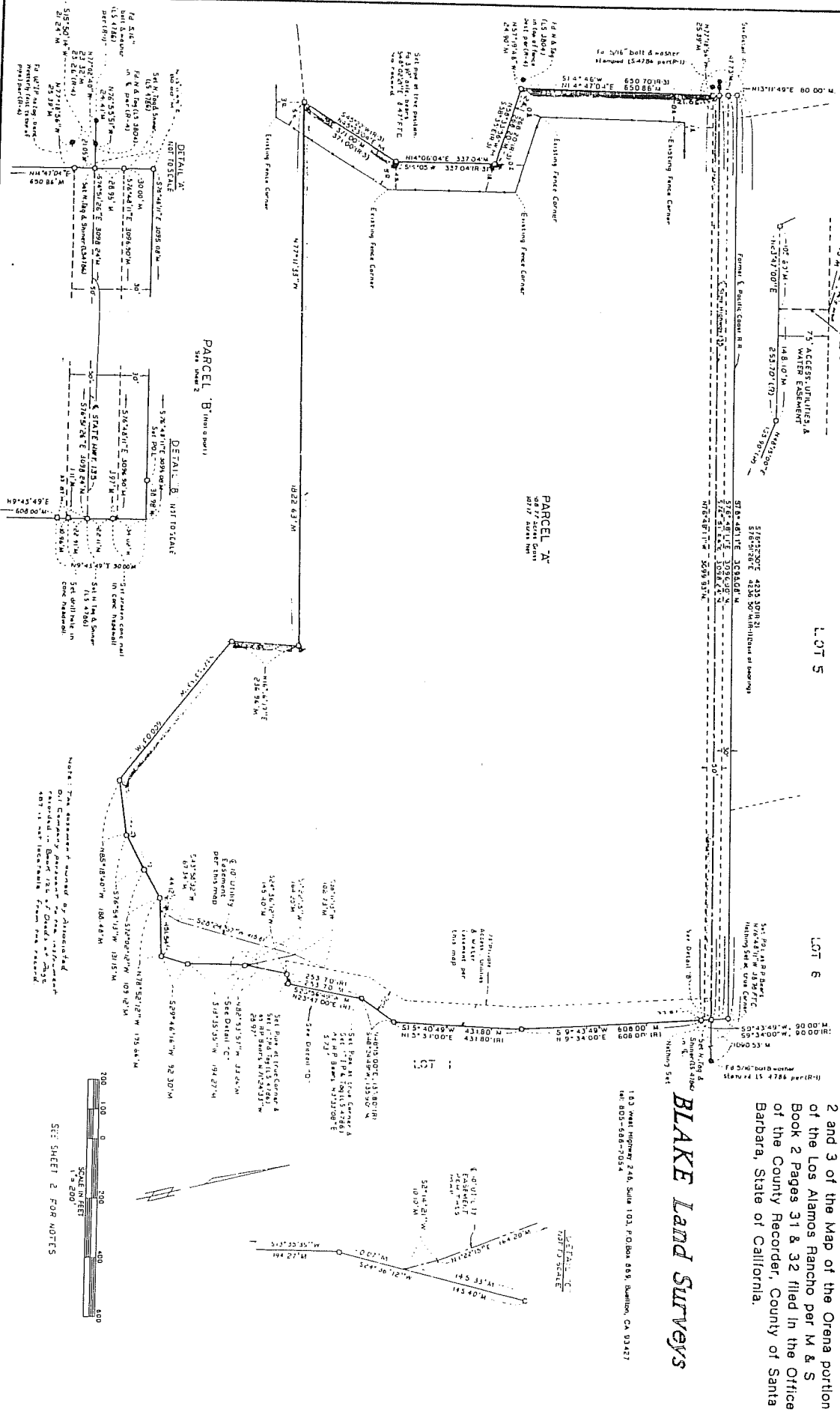
FORMER E. PAULINE COURT R.R.

578-32-005 4333 1018.21
578-31-028 4238 50 (with Division of Planning)

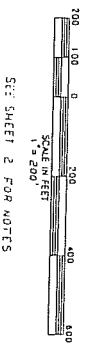
PARCEL MAP No 13549
being a division of a portion of Lots 2 and 3 of the Map of the Orena portion of the Los Alamos Rancho per M & S Book 2 Pages 31 & 32 filed in the Office of the County Recorder, County of Santa Barbara, State of California.

BLAKE Land Surveys

1103 West Highway 246, Suite 103, P.O. Box 889, Buellton, CA 93427
Tel: 805-588-7054



NOTE: This statement is made by the undersigned on the basis of a survey conducted in accordance with the provisions of the California Surveying Act of 1907 and is not to be taken as a warranty of accuracy.



SEE SHEET 2 FOR NOTES