

Recording requested by
and to be returned to:
County of Santa Barbara
Department of General Services
Office of Real Estate Services
WILL CALL

**COUNTY OF SANTA BARBARA
OFFICIAL BUSINESS**

No fee pursuant to
Government Code § 6103

SPACE ABOVE THIS LINE FOR RECORDER'S USE

APN 105-092-002

EASEMENT DEED
(PERMANENT EASEMENT)

PAUL ANDREW ENSTAD and MARILYN FAY ENSTAD as Trustees of the Enstad Family Trust Dated March 16, 2006 owner of all that real property in the County of Santa Barbara, State of California, commonly referred to as 120 E. Clark Avenue, and more particularly described as County Assessor's Parcel Number 105-092-002, as GRANTOR herein,

FOR A VALUABLE CONSIDERATION, DOES HEREBY GRANT TO

THE COUNTY OF SANTA BARBARA, a political subdivision of the State of California, its successors or assigns, as GRANTEE herein, a permanent easement in, on, over, under and through a portion of APN 105-092-002, as hereinafter described, for the present and future construction, reconstruction, and replacement of a town clock, and with such accessory parts and structures, and all appurtenances incidental thereto, as the County of Santa Barbara, or its successors in interest, may from time to time deem necessary to install within the easement area, together with the necessary rights of entry to the easement area for the above referenced purposes. The property owners and their successors in interest shall, at all times, provide GRANTEE and the easement area with electricity sufficient to run and maintain the town clock, at no cost to GRANTEE. The property owners and their successors in interest retain the right to full use of the easement area except that, within the easement area, no permanent structures or buildings can be erected or other use made which may interfere with GRANTEE's above stated purpose. Said permanent easement is a portion of land (approximately 28 square feet) more particularly described on Exhibit "A" attached hereto and incorporated herein by this reference.

The provisions hereof shall run with the land and shall inure to the benefit of and be binding upon the heirs, successors, assigns and personal representatives of the respective parties hereto.

GRANTOR shall defend, indemnify, save, and hold harmless GRANTEE, its agents, employees, officers, successors, and assigns from any and all claims, liabilities, demands, costs (including reasonable attorney fees), and causes of action of all kinds with regard to the condition of the easement property which is the subject of this deed, especially contamination by harmful, hazardous and/or toxic materials, if any.

In the event the indemnity hereunder exceeds that permitted by applicable law, such indemnity shall be construed as the maximum permitted by law. This indemnity shall not apply to any contamination which may occur on the easement property as a result of the operations of GRANTEE subsequent to the effective date of this easement.

"GRANTOR"

PAUL ANDREW ENSTAD and MARILYN FAY ENSTAD as Trustees of the Enstad Family Trust Dated March 16, 2006,

By: 
PAUL ANDREW ENSTAD (Trustee)

By: 
MARILYN FAY ENSTAD (Trustee)

DATE: 3-4-'12

ACKNOWLEDGMENT

State of California

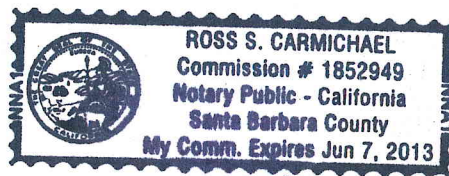
County of Santa Barbara

On March 4, 2012, before me, Ross S. Carmichael
Paul Andrew Enstad a (Name of Notary) Notary Public, personally appeared
Marilyn Fay Enstad, 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: Ross S. Carmichael (Seal)



Legal Description
for a
Permanent Easement

That portion of Lot 24 in Block B in the Town of Orcutt, California as shown on a map recorded in Map Book 3, Page 67 in the office of the County Recorder, County of Santa Barbara, State of California, titled "Map Showing Town of Orcutt" surveyed and platted by W. W. Orcutt in July, 1904 more particularly described as follows:


Commencing at the northeast corner of Lot 24 as shown on said map, thence,

- First, Westerly along the northerly line of Lot 24, S 89° 15' W 15.0 feet to a point on a line that is parallel with and 2.0 feet easterly of the easterly line of the clock base of the Orcutt Clock located at 120 E. Clark Avenue, in the town of Orcutt, California to the true point of beginning; thence,
- Second, S 00° 45' E 4.2 feet to a point on a line that is parallel with and 2.0 feet southerly of the southerly line of said clock base; thence,
- Third, S 89° 15' W 6.75 feet to a point on a line that is parallel with and 2.0 feet westerly of the westerly line of said clock base; thence,
- Fourth, N 00° 15' W 4.2 feet to a point on the northerly line of Lot 24 of said map, thence,
- Fifth, Easterly along the northerly line of said Lot 24, N 89° 15' E 6.75 feet to the true point of beginning.

Containing 28 square feet more or less.

End of Description

This legal description was prepared by me or under my direction in conformance with the Professional Land Surveyors Act.


Michael B. Emmons
County Surveyor
P.L.S. 5899
Exp. 12/31/2012



9/15/11
Date: _____

EXHIBIT A

CERTIFICATE OF ACCEPTANCE

STATE OF CALIFORNIA, COUNTY OF SANTA BARBARA: SS.

THIS IS TO CERTIFY that the interest in real property conveyed by the Easement Deed (Permanent Easement) dated September 19, 2011, PAUL ANDREW ENSTAD and MARILYN FAY ENSTAD as Trustees of the Enstad Family Trust Dated March 16, 2006, as GRANTOR, to the COUNTY OF SANTA BARBARA, a political subdivision of the State of California, is hereby accepted by Order of the Board of Supervisors of the County of Santa Barbara on _____, and the County of Santa Barbara as GRANTEE consents to recordation thereof by its duly authorized officer.

WITNESS my hand and official seal

this _____ day of _____

CHANDRA L. WALLAR,
CLERK OF THE BOARD

By: _____
Deputy

APPROVED AS TO FORM:
DENNIS A. MARSHALL
COUNTY COUNSEL

By: 
Kevin E. Ready, Sr.
Senior Deputy County Counsel