

RECORDING REQUESTED BY)
AND WHEN RECORDED MAIL TO:)
)
County of Santa Barbara)
Public Works Department)
620 West Foster Road)
Santa Maria, CA 93455)
Attention: Scott Dickinson)
)

No fee per GOVT CODE 6103
Space above line for Recorder's Use

APN 021-020-001
Gibraltar Road (1T47)
County of Santa Barbara Plan No. 500229 (Layout L-2)

SLOPE STABILIZATION EASEMENT DEED
City Deed No. 61-321

City Ordinance No. 5421

County Resolution No. _____

For consideration, CITY OF SANTA BARBARA, a municipal corporation, does hereby grant to COUNTY OF SANTA BARBARA, a political subdivision of the State of California, its successors or assigns as grantee herein, an easement for the present and future installation, construction, reconstruction, operation, repair and maintenance of slope protection and stabilization improvements adjacent and appurtenant to Gibraltar Road, and for erosion protection, together with the necessary rights of ingress and egress, said easement covering an additional portion of that certain tract of land described as Parcel Three in the Grant Deed to the City of Santa Barbara, recorded on December 4, 1970, as Instrument No. 33473, in Book 2329 at Page 487 of Official Records, in the Office of the County Recorder of said County, being a portion of the Northwest Quarter of Section 2, Township 4 North, Range 27 West, San Bernardino Base and Meridian, situated in the County of Santa Barbara, State of California, said additional easement for Gibraltar Road being more particularly described as follows:

Beginning at the Northeasterly terminus of the 32nd course described in the Deed conveying a right of way sixty feet (60') in width for public road purposes to the County of Santa Barbara recorded on June 9, 1939, as File No. 4970 in Book 467 at Page 212 of Official Records of said County, now known as Gibraltar Road, said 32nd course on the centerline of Gibraltar Road being described as Thence N. 52°05' E. 166.87 feet to the beginning of a curve to the left with a radius of 207.44 feet and a central angle of 26°38' in said Deed;

Thence the following courses and distances:

1st, Along the 32nd course on the centerline of Gibraltar Road, S. 52°05' W., a distance of 166.87 feet to the Easterly end of the 31st course described in said Deed;

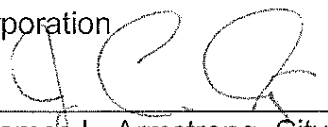
2nd, Leaving the centerline of Gibraltar Road, N. 37°55' W., a distance of 250.00 feet;

3rd, N. 52°05' E. , a distance of 166.87 feet;

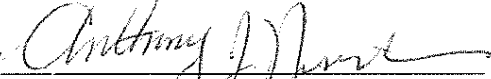
4th, S. 37°55' E., a distance of 250.00 feet to the True Point of Beginning;

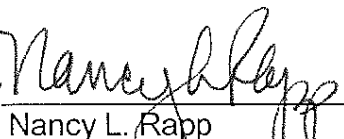
EXCEPT THEREFROM existing portions of Gibraltar Road described in said Deed to County of Santa Barbara recorded on June 9, 1939, in Book 467 at Page 212 of Official Records of said County.

CITY OF SANTA BARBARA, a municipal corporation

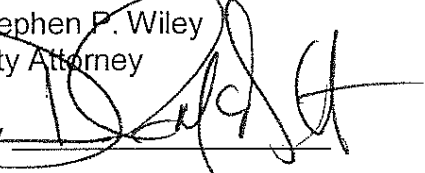
By 
James L. Armstrong, City Administrator

APPROVED AS TO CONTENT:

By 
Anthony J. Njison
Public Works Director

By 
Nancy L. Rapp
Parks and Recreation Director

APPROVED AS TO FORM:

Stephen P. Wiley
City Attorney
By 

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of SANTA BARBARA

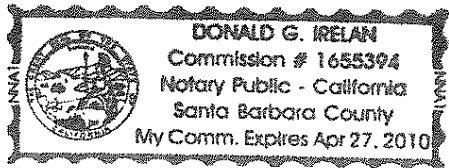
} ss.

On JUNE 5, 2009, before me, DONALD G. IRELAN, NOTARY PUBLIC,
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared ANTHONY J. NISICH
Name(s) of Signer(s)

personally known to me

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.



Place Notary Seal Above

WITNESS my hand and official seal.

Donald G. Irelan
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.

Description of Attached Document

Title or Type of Document: SLOPE STABILIZATION EASEMENT DEED

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

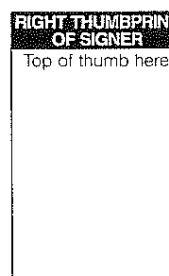
- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: _____

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: _____

ACKNOWLEDGMENT

STATE OF CALIFORNIA)
COUNTY OF Santa Barbara)

On July 11, 2007, before me, Linda Gunther, Notary Public, personally appeared James L. Armstrong, personally known to me (or 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 on behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal.

Signature Linda Gunther



[Seal]

ACKNOWLEDGMENT

STATE OF CALIFORNIA)
COUNTY OF _____)

On _____, 200__, before me, _____, Notary Public, personally appeared _____, personally known to me (or 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 on behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal.

Signature _____

[Seal]

CERTIFICATE OF ACCEPTANCE

STATE OF CALIFORNIA, COUNTY OF SANTA BARBARA: SS.

THIS IS TO CERTIFY that the interest in real property conveyed by the Road Easement Deed dated _____, 200__, by the CITY OF SANTA BARBARA, a municipal corporation, 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 consents to recordation thereof by its duly authorized officer.

WITNESS my hand and official seal

this _____ day of _____, 200__

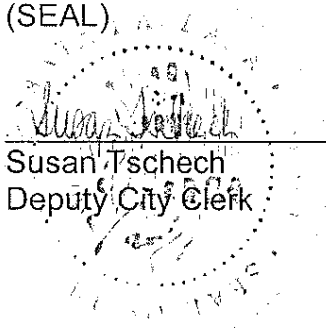
MICHAEL F. BROWN,
CLERK OF THE BOARD and
Ex Officio Clerk of the Board of
Supervisors County of
Santa Barbara

By: _____
Deputy

STATE OF CALIFORNIA)
)
COUNTY OF SANTA BARBARA)
)
CITY OF SANTA BARBARA) ss.

I, Susan Tschech, Deputy City Clerk in and for the City of Santa Barbara, California, DO HEREBY CERTIFY that attached is a full, true and correct copy of Ordinance No. 5421, adopted by the City Council of the City of Santa Barbara at their regular meeting held on July 3, 2007.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of said City to be affixed this 9th day of July, 2007.

(SEAL)


Susan Tschech
Deputy City Clerk

ORDINANCE NO. 5421

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA APPROVING A SLOPE STABILIZATION EASEMENT TO THE COUNTY OF SANTA BARBARA (COUNTY), A POLITICAL SUBDIVISION OF THE STATE OF CALIFORNIA, FOR ACCESS AND MAINTENANCE OF A SLOPE ABOVE GIBRALTAR ROAD LOCATED OUTSIDE OF THE CITY LIMITS ON A PORTION OF CITY-OWNED PROPERTY KNOWN AS RATTLESNAKE PARK, AND AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE THE SLOPE STABILIZATION EASEMENT DEED

THE COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION 1. A Slope Stabilization Easement to The County of Santa Barbara, a political subdivision of the State of California, for the purposes of access and maintenance of a slope above Gibraltar Road located on a portion of City owned property known as Rattlesnake Park (APN 021-020-001) is approved pursuant to the City Charter, and the City Administrator is authorized to execute the Slope Stabilization Easement Deed.

SECTION 2. The Council finds the Slope Stabilization Easement to be compatible with and accessory to the park purposes to which Rattlesnake Park has been dedicated. The Easement authorizes the County of Santa Barbara to install and maintain improvements that will stabilize an eroding slope on the park property, protecting City parkland and Gibraltar Road.

SECTION 3. Upon the effective date of the ordinance, the City Clerk is authorized to transmit said Slope Stabilization Easement Deed executed by the City Administrator to the Clerk of the Board, County of Santa Barbara, for its subsequent acceptance and execution, and recordation in the Official Records, in the Office of the County Recorder, Santa Barbara County.

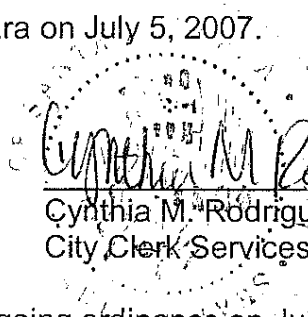
ORDINANCE NO. 5421

STATE OF CALIFORNIA)
)
COUNTY OF SANTA BARBARA) ss.
)
CITY OF SANTA BARBARA)


I HEREBY CERTIFY that the foregoing ordinance was introduced on June 19, 2007, and was adopted by the Council of the City of Santa Barbara at a meeting held on July 3, 2007, by the following roll call vote:

- AYES: Councilmembers Brian B. Barnwell, Iya G. Falcone, Roger L. Horton, Grant House, Helene Schneider, Das Williams; Mayor Marty Blum
- NOES: None
- ABSENT: None
- ABSTENTIONS: None

IN WITNESS WHEREOF, I have hereto set my hand and affixed the official seal of the City of Santa Barbara on July 5, 2007.


Cynthia M. Rodriguez
Cynthia M. Rodriguez, CMC
City Clerk Services Manager

I HEREBY APPROVE the foregoing ordinance on July 5, 2007.


Marty Blum
Mayor