

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-00000-00029

THIS LAND CONSERVATION CONTRACT, is made by and between Janet W. Kraus, a married woman, as her separate property, Kenneth G. Robertson Deborah W. Robertson, in trust, as Co-Trustees of the Robertson 2011 trust, dated April 20, 2011, Lisa W. Harris, a married woman, as her separate property, John R. Wickenden and Eleanor M. Wickenden, trustees of the John and Eleanor Wickenden Family Trust, dated October 11, 2001 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 therewith; 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 **Wickenden Agricultural Preserve, 08AGP-00000-00029, Assessor Parcel Number 133-070-038, 294 acres; replacing a portion of 05AGP-00000-00016 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, **2015** 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

COUNTY OF SANTA BARBARA

BOARD OF SUPERVISORS

By: _____
STEVE LAVAGNINO, Chair

Attest:

CLERK OF THE BOARD

By: _____
Deputy Clerk

Approved As To Form:

MICHAEL C. GHIZZONI

COUNTY COUNSEL

By: *Frank R. Hartley*
Deputy County Counsel

OWNERS

As to an undivided 40% interest, John R. Wickenden and Eleanor M. Wickenden, trustees of the John and Eleanor Wickenden Family Trust, dated October 11, 2001

BY: *John R. Wickenden*
John R. Wickenden, Trustee
BY: *Eleanor M. Wickenden*
Eleanor M. Wickenden, Trustee

As to an undivided 20% interest, the Kenneth G. Robertson and Deborah W. Robertson, in trust, Co-Trustees of the Robertson 2011 Trust dated April 20, 2011

BY: *Kenneth G. Robertson*
Kenneth G. Robertson, Co-Trustee
BY: *Deborah W. Robertson*
Deborah W. Robertson, Co-Trustee

As to an undivided 20% interest:

BY: *Janet W. Kraus*
Janet W. Kraus

As to an undivided 20% interest:

BY: *Lisa W. Harris*
Lisa W. Harris

ACKNOWLEDGMENT

State of California
County of Santa Clara} ss.

On Oct 11, 2014 before me, Avtar S. Nat, Notary Public, personally appeared KENNETH G. ROBERTSON and DEBORAH W. ROBERTSON

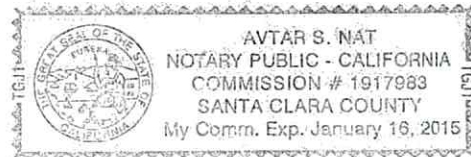
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signatures(s) on the instrument the person(s), 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.

Avtar S. Nat

Signature



(seal)

OPTIONAL INFORMATION

Date of Document

Thumbprint of Signer

Type or Title of Document

Short Form Land Conservation Contract

Number of Pages in Document

03

Document in a Foreign Language

Type of Satisfactory Evidence:

- ☐ Personally Known with Paper Identification
☒ Paper Identification
☐ Credible Witness(es)

Capacity of Signer:

- ☐ Trustee
☐ Power of Attorney
☐ CEO / CFO / COO
☐ President / Vice-President / Secretary / Treasurer
☐ Other: _____

☐ Check here if no thumbprint or fingerprint is available.

Other Information: _____

ACKNOWLEDGEMENT

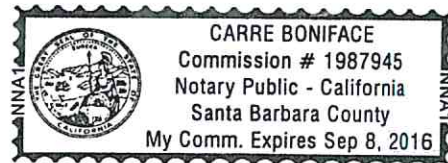
STATE OF CALIFORNIA }
 }SS
COUNTY OF SANTA BARBARA }

On October 15, 2014, before me, **Carre Boniface**, a Notary Public, personally appeared **JOHN R. WICKENDEN**, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person 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 Carre Boniface



ACKNOWLEDGEMENT

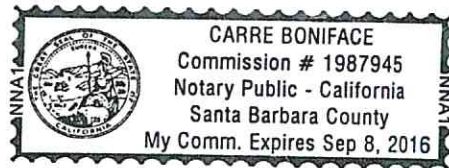
STATE OF CALIFORNIA }
 }SS
COUNTY OF SANTA BARBARA }

On October 17, 2014, before me, **Carre Boniface**, a Notary Public, personally appeared **ELEANOR M. WICKENDEN**, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person 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 Carre Boniface



ACKNOWLEDGEMENT

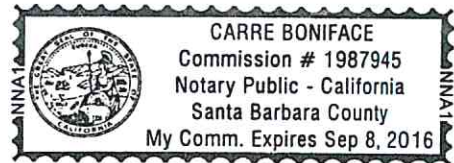
STATE OF CALIFORNIA }
 }SS
COUNTY OF SANTA BARBARA }

On October 17, 2014, before me, **Carre Boniface**, a Notary Public, personally appeared **LISA W. HARRIS**, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person 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 Carre Boniface



ACKNOWLEDGEMENT

STATE OF CALIFORNIA }
 }SS
COUNTY OF SANTA BARBARA }

On October 20, 2014, before me, **Carre Boniface**, a Notary Public, personally appeared **JANET W. KRAUS**, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person 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

Carre Boniface

