

**BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF YUBA**

**RESOLUTION AUTHORIZING THE BOARD)
CHAIR TO SIGN EASEMENT DEED TO)
PG&E FOR UTILITY EASEMENT)
ASSOCIATED WITH THE CEDAR LANE)
MULTI FAMILY HOUSING PROJECT)**

RESOLUTION NO. 2022-196

WHEREAS, the County has been working with the Regional Housing Authority and Olivehurst Pacific Associates to develop the Cedar Lane affordable housing project; and

WHEREAS, the County retains fee title ownership to a 1 acre parcel immediately adjacent to the Cedar Lane housing project; and

WHEREAS, the County owned parcel and the Cedar Lane housing project share a driveway access; and

WHEREAS, some of the utilities providing service to the Cedar Lane housing project are under the County’s portion of this shared driveway access, requiring the dedication of an easement to PG&E for such utilities; and

WHEREAS, pursuant to Government Code Section 50335, the County may convey to a private corporation engaged in the public utility business, and easement to lay, construct, reconstruct, maintain, and operate water, sewer, gas or storm drain pipes or ditches, electric or telephone lines, and access roads used in connection therewith, over and upon any land belonging to the County, upon such terms and conditions as the parties thereto may agree; and

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WHEREAS, and the County desires to convey an easement to PG&E to provide utility services to the Cedar Lane affordable housing project because the conveyance of such an easement confers a public benefit; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Yuba hereby finds that conveying a utility easement to PG&E to provide utility services to the Cedar Lane affordable housing project confers a public benefit; and

BE IT FURTHER RESOLVED that the Board of Supervisors of the County of Yuba hereby authorizes the Board Chair to sign the attached Easement Deed.

PASSED AND ADOPTED this 9th day of August 2022, by the Board of Supervisors of the County of Yuba, by the following vote:

AYES: Supervisors Vasquez, Blaser, Fuhrer, Bradford, Fletcher

NOES: None


ABSENT: None

ABSTAIN: None




Chair

ATTEST: MARY PASILLAS
Clerk of the Board of Supervisors



Angela Dayberry, Board Clerk

APPROVED AS TO FORM:
MIKE CICCOZZI, COUNTY COUNSEL

By: 

RECORDING REQUESTED BY AND RETURN TO:

PACIFIC GAS AND ELECTRIC COMPANY
245 Market Street, N10A, Room 1015
P.O. Box 770000
San Francisco, California 94177

Location: City/Uninc _____
Recording Fee \$ _____
Document Transfer Tax \$ _____

- This is a conveyance where the consideration and Value is less than \$100.00 (R&T 11911).
- Computed on Full Value of Property Conveyed, or
- Computed on Full Value Less Liens & Encumbrances Remaining at Time of Sale
- Exempt from the fee per GC 27388.1 (a) (2); This document is subject to Documentary Transfer Tax

(SPACE ABOVE FOR RECORDER'S USE ONLY)

Signature of declarant or agent determining tax

LD# 2115-03-10101

EASEMENT DEED

COUNTY OF YUBA, a political subdivision of the State of California,

hereinafter called Grantor, hereby grants to PACIFIC GAS AND ELECTRIC COMPANY, a California corporation, hereinafter called Grantee, the right from time to time to excavate for, construct, reconstruct, replace (of initial or any other size), remove, maintain, inspect, and use facilities and associated equipment for public utility purposes, including, but not limited to electric, gas, and communication facilities, together with a right of way therefor, on, over, and under the easement area as hereinafter set forth, and also ingress thereto and egress therefrom, over and across the lands of Grantor situated in the County of Yuba, State of California, described as follows:

(APN 020-133-038)

The parcel of land described and designated PARCEL B in the deed from the County of Yuba, a political subdivision of the State of California to the County of Yuba, a political subdivision of the State of California dated March 9, 2021 and recorded as Document No. 2021-004004, Yuba County Records.

The easement area is described as follows:

The strip of land described in Exhibit "A" and shown on Exhibit "B" attached hereto and made a part hereof.

Grantor further grants to Grantee the right, from time to time, to trim or to cut down, without Grantee paying compensation, any and all trees and brush now or hereafter within said easement area, and shall have the further right, from time to time, to trim and cut down trees and brush along each side of said easement area which now or hereafter in the opinion of Grantee may interfere with or be a hazard to the facilities installed hereunder, or as Grantee deems necessary to comply with applicable state or federal regulations.

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of Yuba

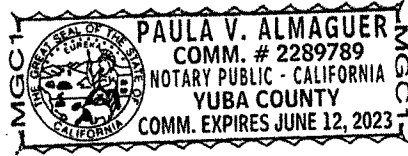
On August 9, 2022, before me, Paula V. Almaguer Notary Public,
Insert name
personally appeared Rodolfo D Fletcher

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.

Paula V. Almaguer
Signature of Notary Public



(Seal)

CAPACITY CLAIMED BY SIGNER

- Individual(s) signing for oneself/themselves
- Corporate Officer(s) of the above named corporation(s)
- Trustee(s) of the above named Trust(s)
- Partner(s) of the above named Partnership(s)
- Attorney(s)-in-Fact of the above named Principal(s)
- Other _____

EXHIBIT 'A'
LEGAL DESCRIPTION FOR UTILITY EASEMENT

SHEET 1 OF 1

ALL THAT CERTAIN REAL PROPERTY SITUATE IN THE COUNTY OF YUBA, STATE OF CALIFORNIA, DESCRIBED AS FOLLOWS:

BEING A PORTION OF PARCEL 'B' OF THAT CERTAIN CERTIFICATE OF LOT LINE ADJUSTMENT APPROVAL FOR LLA 2021-0002, RECORDED MARCH 9, 2021, AS INSTRUMENT NO 2021-004004, YUBA COUNTY OFFICIAL RECORDS AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A 10 FOOT WIDE EASEMENT FOR UTILITY PURPOSES, LYING EQUAL DISTANCE ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE ACROSS THE FOLLOWING DESCRIBED PROPERTY:

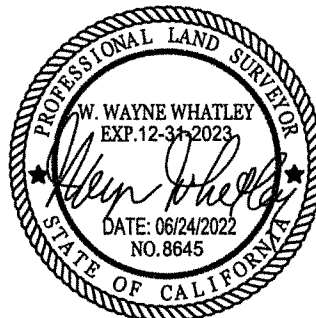
BEGINNING AT THE MOST SOUTHERLY CORNER OF PARCEL 'B' OF SAID LOT LINE ADJUSTMENT AND LYING ON THE NORTHEASTERLY RIGHT OF WAY LINE OF ALICIA AVENUE, BEING 20.00 WIDE IN HALF WIDTH; THENCE ALONG SAID RIGHT OF WAY LINE, NORTH 48°35'00" WEST A DISTANCE OF 17.96 FEET; SAID PORTION OF EASEMENT BEING 5.00 FEET IN WIDTH NORTHEASTERLY OF SAID LINE; THENCE LEAVING SAID RIGHT OF WAY LINE, NORTH 41°25'00" EAST A DISTANCE OF 109.55 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE NORTHWESTERLY HAVING A RADIUS OF 6.00 FEET; THENCE NORTHEASTERLY ALONG SAID CURVE AN ARC DISTANCE OF 2.36 FEET; THENCE NORTH 18°55'00" EAST A DISTANCE OF 2.54 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 6.00 FEET; THENCE NORTHEASTERLY ALONG SAID CURVE AN ARC DISTANCE OF 2.36 FEET; THENCE NORTH 41°25'00" EAST A DISTANCE OF 13.36 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 6.00 FEET; THENCE NORTHEASTERLY ALONG SAID CURVE AN ARC DISTANCE OF 2.36 FEET; THENCE NORTH 63°55'00" EAST A DISTANCE OF 2.54 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE NORTHWESTERLY HAVING A RADIUS OF 6.00 FEET; THENCE NORTHEASTERLY ALONG SAID CURVE AN ARC DISTANCE OF 2.36 FEET; THENCE NORTH 41°25'00" EAST A DISTANCE OF 44.91 FEET TO THE NORTHEASTERLY LINE OF SAID PARCEL 'B' AND THE **POINT OF TERMINUS** OF SAID 10-FOOT-WIDE UTILITY EASEMENT CENTERLINE.

TOTAL EASEMENT AREA = 1,888 SQUARE FEET / 0.043 ACRES PLUS OR MINUS.
THE ABOVE-DESCRIBED EASEMENT LIES WITHIN ASSESSOR'S PARCEL NUMBER 020-133-036-000.

END OF DESCRIPTION

UNLESS OTHERWISE SHOWN, THE BOUNDARIES OF ALL EASEMENT LINES SHALL BE SHORTENED OR LENGTHENED TO END ON PROPERTY LINES AND AT EASEMENT BOUNDARY LINES.

THE BASIS OF BEARINGS FOR THIS DESCRIPTION IS THE NORTHEASTERLY RIGHT OF WAY LINE OF ALICIA AVENUE OF CERTIFICATE OF LOT LINE ADJUSTMENT APPROVAL FOR LLA 2021-0002 RECORDED ON MARCH 9, 2021 AS INSTRUMENT NO. 2021-004004, YUBA COUNTY OFFICIAL RECORDS WITH A BEARING OF NORTH 48°35'00" WEST.

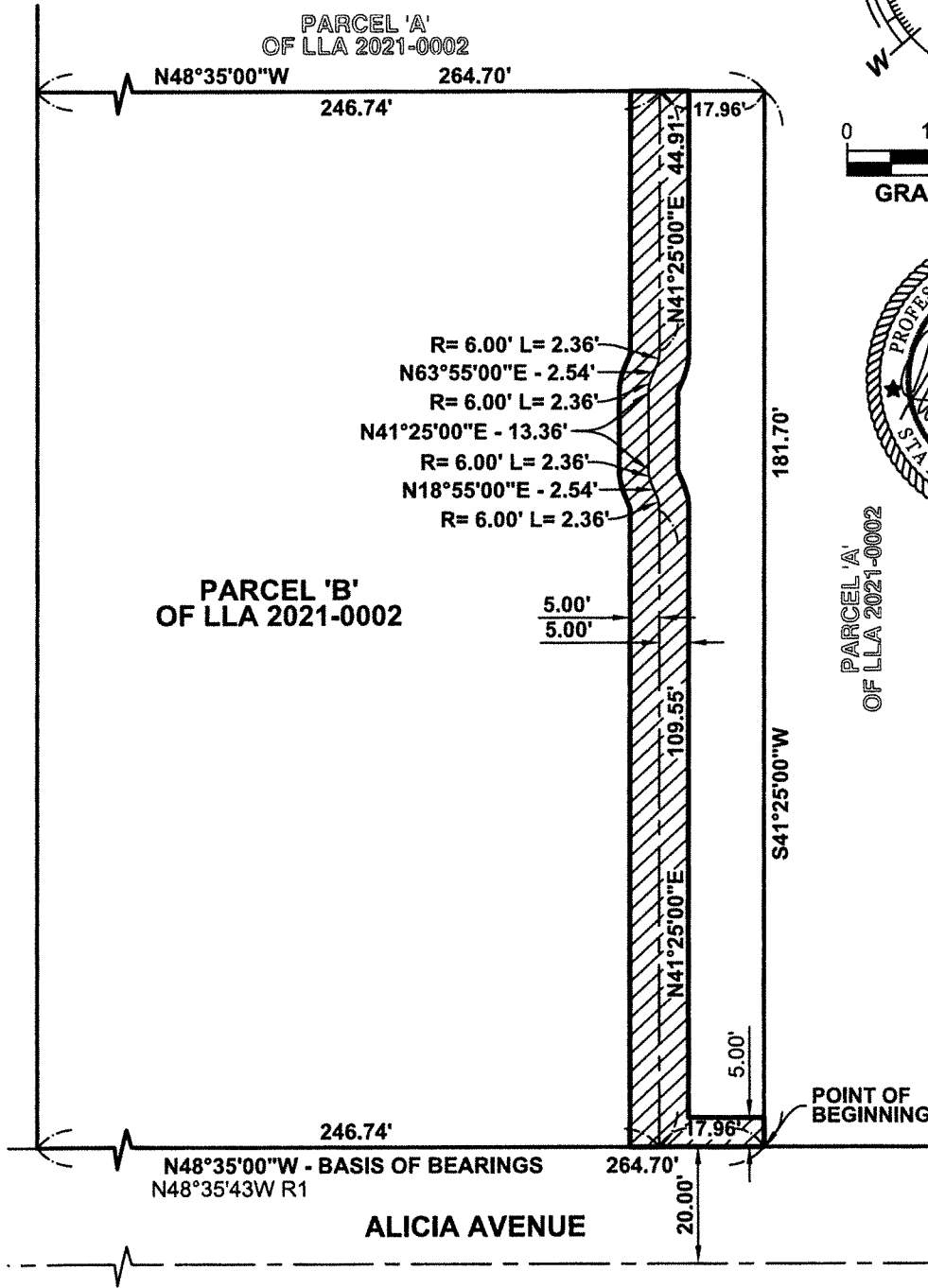
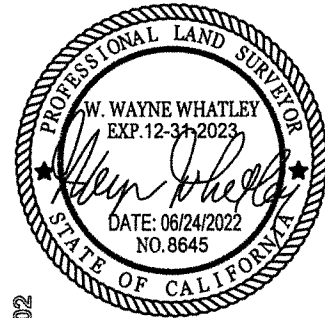
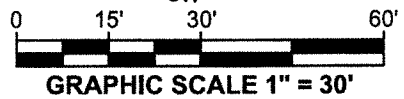
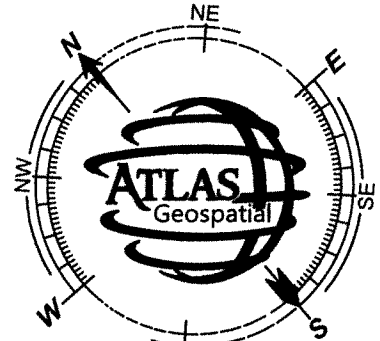


END OF DOCUMENT

EXHIBIT 'B'

UTILITY EASEMENT

LYING WITHIN A PORTION OF SECTION 25, TOWNSHIP 15 NORTH, RANGE 3 EAST,
AS PROJECTED INTO THE NEW HELVETIA RANCHO



PARCEL 'A'
OF LLA 2021-0002