RECORDING REQUESTED 3X

Grantees at above address

AND WHEN RECORDED MAIL TO

Prich Beach Weter district
YOU BOX 67
Manchester, C. 95459
MAIL TAX STATEMENTS TO

23096

PECORDED 41 REQUEST OF LANAH-CCAST TITLE COMPAN RITINK 1241 PAGE 126

DEC 21 10 42 AH 179

OFFICIAL RECORDS HEADI CINE LOUNTY, CALIF Wirls Richardson

Documentary Transfer Tax \$ 55.000 Based on full value

UKIAH-COAST TYPLE COMPANY a California corporation

# 10600

AGREEMENT AND GRANT OF PROPERTY AND EASEMENT AND CONVEYANCE OF PERSONAL PROPERTY AND SUBORDINATION AGREEMENT

FOR VALUE RECEIVED, WILLIAM M. MOORES and TONA ELIZABETH MOORES husband and wife, as Community Property, as to Exhibit J-1; GORDON MOORES and SANDRA MOORES, hisband and wife, as to Exhibits A, B, C, E, F-1, H-1, I-1, J-2, N; MENDOCI C COAST PROPERTIES, a California corporation, as to Exhibits F-2, I-2, L PAUL ELDER and GERTRUDE J. ELDER, his wife, who acquired title as Ge trude J. Moores, as to an undivided 1/2 interest, and MENDOCINO COAST PROPERTIES, a California corporation, as to an undivided 1/2 interest, as to Exhibit D; and MOORES ASSOCIATES, a partnership, hereinafter referred to .s "Grantors", hereby grant and convey to IRISH BEACH WATER DISTRICT, its uccessors and assigns, hereinafter referred to as "Grantee:, the following:

### 1. Easeme: t for Water System:

The non-exclusive right from time to time to construct, place, and install water works facilities over, along, across, in, upon, and under the herein fter-described real property and to use, operate, inspect, maintain, repair, replace, and remove said facilities, or any of them, together with the described right-of-way therefor and the described right of ingress to and egress from said facilities.

Said facilities may consist of aerial, surface, or underground pipes, conduits, trenches, flumes, pumps, wells, hydrants, valves, manholes, filters, tanks, and other items and appurtenances used in connection with the supplying of water for domestic, industrial, or municipal purposes or irrigation, drainage or water reclamation purposes provided that the area described in Exhibit J-1 shall be used soley for subsurface pipelines buried a minimum of forty-five inches underground.

Said real property is situated as depicted and set forth on "Plat of Easement De criptions" prepared by I. L. Welty & Associates, Mendocino, California, dated September, 1978, attached hereto as Exhibit 1 and incorporated fully herein, and Exhibits B, C, D, F-1, F-2, H-1, I-1, I-2, J-1, J-2, L, 1, attached to said "Plat of Easement Descriptions" as exhibits thereto, and incorporated fully herein.

# 2. Basement for Sewage System:

The non-exclusive right from time to time to construct, place, and install sewage and septic tank collection, maintenance, and disposal facilities, over, along, across, in, upon, and under the herein-after-described real property and to use, operate, inspect, maintain, repair, replace, and resove said facilities, or any of them, together with a right-of-way therefor and the right of ingress to and egress from said facilities.

Said facilities may consist of pipes, conduits, tanks, pumps, filters, fluxes, renches, manholes, and other items and appurtenances used in connection with the providing of sewage and/or septic tank collection, maintenance, or disposal services.

Said real property is situated as depicted as set forth on "Plat of Easement Descriptions" prepared by I. L. Welty & Associates, Mendocino, California, dated September, 1978, attached hereto and incorporated fully herein, and Exhibits B, C, D, F-1, F-2, H-1, I-1, I-2, J-1, J-2,

L, N, and attached to said "Plat of Easement Descriptions" as exhibits thereto, and incorporated fully herein.

#### 3. Termination of Easements:

The easements to be conveyed to the District pursuant to paragraphs 1 and 2 above, over the property described in Exhibits I-1, F-1, and F-2, and each of them, will terminate at such time as dedicated easements for road and/or utility purposes over such property are accepted by the County of Mendocino.

# 4. Existing Water System Facilities and Rights to Water:

conduits, pumps, wells, tanks, filters, manholes, flumes, drain fields, and other related facilities within the hereinafter-described real property which relate to or are useful in connection with supplying water for domestic, industrial, municipal, or other purposes or irrigation, drainage, or water reclamation purposes, or providing sewage or septic tank collection, disposal or maintenance services; together with all water, and rights thereto, which may be obtainable from the wells and sites described in Exhibits A and E, as well as Sg.p.m. from the diversion facility described in Exhibits D.

# 5. Grant of Real Property:

All right, title, and interest in fee simple in that real property described and set forth in Exhibit A and E attached hereto and incorporated herein.

# 6. Sux rdination Agreement:

I rish Beach Water District has and will have the right to utilize the dedicated road and utility easements portrayed on the final map, or make, recorded, or to be recorded, for units of the Irish Beach Subdivision without receiving any specific grant of easement from Grantor. Therefore, this document contains no grant of easement for

a water or sewage system duplicating or overlapping dedicated easements in Units 7 and 8 of the Irish Beach Subdivision. However, this agreement does contain grants of easements for water and sewage system purposes that overlap public utility easements that will be created by recording a final map for Unit 5 because the final map for Unit 5 will not be recorded until some time in the future.

It is the intent of the parties that the Irish Beach
Water District will obtain no easement in, over, or through any dedicated
easement for road or stility, or other purposes that is prior in right
to the easement rights of the County of Mendocino or any other public entity
provided for or created by recordation of any final map of any unit
in the Irish Beach Subdivision, or otherwise. To implement this intent,
the Irish Beach Water District agrees:

- a. The dedicated road and utility easements indicated on the final maps for units 7, 8, and 5 of the Irish Beach Subdivision shall unconditionally be and remain at all times a charge on the property therein described prior and superior to the easements of the Irish Beach Water District described in this agreement.
- b. The Irish Beach Water District shall execute and deliver such document or documents as are necessary or appropriate to subordinate any or all of the easements granted by this agreement to the dedicated road and utility easements described on the final map for Unit 5 of the Irish Beach Subdivision, before or after that map is recorded, as requested by the County of Mendocino.
- c. The County of Mendocino is a third party beneficiary of this paragraph and paragraph 3 of this agreement.

Dated: December 20, 1979

IRISH BEACH WATER DISTRICT

By:

Hays Hickey, President

By:

William N. Moores

Vona Elizabeth Moores

Gordon Moores

Sanda Messa

Sanda Moores

MEMDOCINO COAST PROPERTIES

Gertrude J. Elder, President

pordon cores, Vice President
Paul Elder

Gertrade J. Elder, also known as Gertrade J. Moores

MODRES ASSOCIATES

Sold Moores Fartner

(William M. Moores Fartner

五人 personally appeared to me to be the 1

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STATE OF CALIFORNIA  COUNTY OF MINISTERS	before mg, the undersigned, a Notary Public in and for said State, personally appeared
BOLLE DYE  TOTAL AND THE STATE OF THE STATE	before me, the undersigned, a Notary Public in and for said State, personally appeared normal states are supported in the support of the states of the support of the corporation that executed the within instrument, known to see to be the person who executed the within instrument, on behalf of the Corporation, therein named, and acknowledged to me that such Corporation executed the same.  WITHESS my hand and official seed.
ACCOUNTED TO COLUMNIA,  COUNTY OF	m. December 20 1979.  Interpretation of the set of the personal appropriate and the set of the set
Cly Commission Expens on July I, 1861	to be the person_a whose name_a
STATE OF COLUMNIA, COUNTY OF	
A Comment of the state of the s	before, up, the embraigned, a littlery PARC is and for said State, personally appeared the said state of the perfection that appeared the said acknowled the said of the said perfection and acknowled the same.  WITHERE my hand and official soci.

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## EXHIBIT "A" (FEE)

Portion of Section 6, Township 13 North, Range 16 West, Mount Diable Base and Meridian, described as follows:

BEGINNING at a point from which the Southeast corner of Lot 75, Unit 2, Mendocino Coast Subdivision, as shown on a map filed in Map Case 2, Drawer 6, page 3, Mendocino County Records, bears South 86° 52' 28" West 904.02 feet; thence East 10 feet; thence South 20 feet; thence West 10 feet; thence lorth 20 feet to the point of beginning.

#### EXHIBIT "B"

A 20 FOOT WIDE EASEMENT 10 feet on each side of an existing centerline, described as follows:

Portion of Section 6, Tambip 13 North, Range 16 West, Mount Diablo Base and Meridian, described as follows:

COMMENCING at the South ast corner of Lot 75, Unit 2, Mendocino Coast Subdivision as shown on a map filed in Map Case 2, Drawer 6, page 8, Mendocino County Records; thence North 00° 12' 00" West 61.50 feet; thence North 89° 56' 00" East 400.0 feet; thence South 00° 12' 00" East 405.66 feet to a point on an existing pipeline being the true point of beginning; thence along said pipeline South 25° 00' 00" East 34.36 feet; thence North 55° 58' 25" East 142.8 feet; thence

North 20° 33' 45" Bast 135.4' feet; thence

North 45° 53' 45" Bast 116.6 feet; thence

North 59° 01' 25" Bast 249.6 feet; thence

North 21° 37' 05" Bast 108.3: feet to the centerline of the road described in Book 1104 of Official Records, pages 17-B thru 17-G, Mendocino County Records.

## EXHIBIT "C"

AN EASEMENT for storage tank, described as follows:

Portion of Section 6, Township 13 North, Range 16 West, Mount Diable Base and Meridian, described as follows:

BEGINNING at a point from which the Southeast corner of Lot 75, Unit 2, Mendocino (oast Subdivision, as shown on a map filed in Map Case 2, Drawer 6, page 8, Fendocino County Records, bears South 78° 57' 25" West 1111.29 feet; thence North 55° 16' 26" East 60.00 feet; thence South 34° 43' 34" East 148.69 feet; thence South 55° 16' 26" West 60.00 feet; thence North 34° 43' 34" West 148.69 feet to the point of beginning.

TOGETHER WITH a 20 foot easement, 10 feet on each side of an existing pipeline as follows:

BEGINNING at the most Southerly corner from above; thence South 20 feet, more or less, to a 20 foot wide pipeline easement as shown on Exhibit "H-l" herein.

TOGETHER WITH  $\pm$  20 foot wide easement for drainage and overflow as follows:

BEGINNING at the Mortherly end of the above described parcel; thence Northwesterly 200 feet, more or less, to the bottom of the existing guide.

#### EXHIBIT "D"

A 40 FOOT WIDE EASEMENT, 20 feet on each side of an existing centerline, described as follows:

Portion of Section 6, Township 13 North, Range 16 West, Mount Diable Base and Meridian, described as follows:

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COMMENCING at the Southeast corner of Lot 7, Tract 113, Unit 4,
Mendocino Coast Subdivision, as shown on a map filed in Map Case 2,
Drawer 11, page 26, Mandocino County Records; thence South 2° 39' 04"
East 190.32 feet to a point at the end of an existing pipeline, being
the true point of beginning;
thence North 19° 00' West 16.00 feet;
thence South 73° 00 West 21.00 feet;
thence South 9° 45' 8%st 36.00 feet;
thence South 9° 15' *est 42.50 feet;
thence South 33° 30' West 46.00 feet; thence South 85° 45' West 113.00 feet;
thence South 80° 00' West 44.50 feet;
thence South 47° 00' West 92.50 feet;
thence South 57° 15' West 61.50 feet;
thence South 72° 00' West 53.50 feet;
thence North 76° 00' West 45.00 feet;
thence North 55° 30' West 84.00 feet;
thence North 56° 30' West 34.50 feet;
thence South 22° 30' West 140.50 feet;
thence South 10° 30' West 28.50 feet;
thence South 46° 30' East 103.00 feet;
thence South 28° 15' East 129.00 feet;
thence South 16° 00' East 63.50 feet;
thence South 23° 15' East 85.50 feet;
thence South 29° 15' East 83.00 feet;
thence South 9° 00' mast 84.50 feet;
thence South 15° 00' East 31.00 feet;
thence South 21° 45' East 122.50 feet;
thence South 30° 45' East 105.00 feet;
thence South 46° 00' East 50.00 feet;
thence South 41° 00' East 88.50 feet;
thence South 44° 00' East 72.00 feet;
thence South 73° 00' East 116.00 feet;
thence South 56° 00' East 84.00 feet; thence South 73° 45' East 119.00 feet;
thence South 68° 45' East 93.00 feet;
thence Morth 73° 00' East 82.00 feet;
thence South 86° 15' East 81.50 feet;
thence South 82° 15' East 117.00 feet to an existing dam in South Fork of
Irish Gulch.
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# EXHIBIT "E" (FEE)

Portion of Section 6, Township 13 North, Range 16 West, Mount Diable Base and Meridian described as follows:

BEGINNING at a point from which the Southeast corner of Lot 75. Unit 2, Mendocino Coast Subdivision, as shown on a map filed in Map Case 2. Drawer 6, page 8, Mendocino County Records, bears South 80° 55' 32" West 1783.69 feet; thence Morth 82° 43' 25" West 5.00 feet; thence North 7° 16' 35" East 20.00 feet; thence South 82° 43' 25" East 10.00 feet; thence South 7° 16' 35" West 20.00 feet; thence North 82° 43' 25" West 5.00 feet to the point of beginning.

#### EXHIBIT "F-1"

AN EASEMENT ove the following described parcel:

Portion of Sect on 31, Township 14 North, Range 16 West, and Section 1, Township 13 North Range 17 West, and Section 6, Township 13 North, Range 16 West, Mount Diablo Base and Meridian, described as follows:

BEGINNING at a /2 inch iron pipe marked L.S. 3089 to mark the Southwest corner of ot 41, Unit 3, Mendocino Coast Subdivision as shown on a map filed in Ma, Case 2, Drawer 8, page 29, Mendocino County Records; thence South 1° 08' 0" West 160.98 feet; thence along the arc of a tangent curve to the right, laving a radius of 200.00 feet, through a central angle of 71° 27' 31" a length of 249.44 feet; thence South 72° 35' 41" West 139.47 feet; thence along the arc of a tangent curve to the left, having a radius of 1:0.00 feet, through a central angle of 33° 33' 26". a length of 58.57 feet to a point of reverse curvature; thence along the arc of a tangent curve to the right, having a radius of 50.00 feet, through a central angle of 247 06' 52", a length of 215.65 feet to a point of reverse curvature; thence along a tangent curve to the left, having a central angle of 33° 33' 26", a length of 58.57 feet; thence North 72° 35' 41" East 139.47 feet; thence along the arc of a tangent curve to the left, having a radius of 150.00 feet, through a central angle of 71° 27' 31", a length of 187.38 feet; thence North 1° 08' 10" East 160.98 feet; thence South 88° 51' 56" East 50.00 feet to the point of beginning.

TOGETHER WITH a 20.00 foot wide easement lying Northerly of and adjacent to the following described line:

commencing at a /2 inch iron pipe tagged L.S. 3089 on the South edge and the East end of A quistapace Road, County Road #549, as shown on a map filed in Map Case 2, rawer 6, page 8, Mendocino County Records; thence North 72° 35' 41" Eas. 280.00 feet to the true point of beginning; thence North 72° 35' 41" Eas 85.00 feet; thence along the centerline of a 20 foot wide easement 10 00 feet on each side, North 10° 19' 19" East 89.71 feet to the area desc ibed above.

#### EXHIBIT "F-2"

 $\lambda$  20 FOOT WIDE EASEMENT lying Northerly of and adjacent to the following described line:

Portion of Section 31 Township 14 North, Range 16 West, and Section 1, Township 13 North, Range 17 West, and Section 6, Township 13 North, Range 16 Nest, Nount Diablo Base and Meridian, described as follows:

BEGINNING at a 1/2 in:h iron pipe tagged L.S. 3089 on the South edge and the East end of Acquistapace Road, County Road #549, as shown on a map filed in Nap Case 2, Drawer 6, page 8, Mendocino County Records; thence North 72° 35' 41" East 280.00 feet.

#### EXHIBIT "H-1"

A 20 FOOT WIDE E/SEMENT, 10 feet on each side of an existing pipeline, described as follows:

Portion of Section 6, Township 13 North, Range 16 West, Mount Diable Base and Meridian, described as follows:

BEGINNING at a print from which the Southeast corner of Lot 75, Unit 2, Mendocino Coa:t Subdivision, as shown on a map filed in Map Case 2, Drawer 6, page 8, Mendocino County Records, bears South 80° 55' 32" West 1783.69 feet thence South 7° 16' 35" West 47.00 feet; thence South 45° 18' 05" Eas: 61.68 feet; thence South 57° 04' 43" East 132.93 feet to the centerling of a 60.00 foot wide road easement described in Book 1104 of Official Records, pages 17-B thru 17-G, Mendocino County Records; thence along a 60 foot wide easement 30 feet on each side of the following described conterline of said road South 45° 53' 55" West 50.92 feet; thence along the arc of a tangent curve to the right, having a radius of 100.00 feet through a central angle of 64° 32' 42", a length of 112.65 feet; thence Worth 70° 33' 23" West 265.52 feet; thence along the arc of a tangent curve to the left, having a radius of 160.00 feet, through a central angle of 39° 48' 33", a length of 111.17 feet; thence south 69° 38' 04" West 156.82 feet; thence along the arc of a tangent curve to the right, having a radius of 160.00 feet, through a central angle of 61° 48' 56", a length of 172.62 feet to a point of reverse curvature; thence alorg the arc of a tangent curve to the left having a radius of 160.00 feet, through a central angle of 77° 12' 23", a length of 215.60 feet to a point of reverse curvature; thence along the arc of a tangent curve to the right having a radius of 375.00 feet, through a central angle of 20° 27 49", a length of 133.93 feet; thence South 74° 42' 26" West 215.44 feat; thence along the arc of a tangent curve to the right, having a radius of 200.00 feet, through a central angle of 24° 47' 52", a length of 65 56 feet to a point of reverse curvature; thence along the arc of a tangent curve to the left, having a radius of 375.00 feet, through a central angle of 13° 44' 57", a length of 89.99 feet.

#### EXHIBIT "I-1"

A 20 FOOT WIDE EARMENT, 10 feet on each side of the following described line:

Portion of Section 31, Township 14 North, Range 16 West, Section 1, Township 13 North, Range 17 West, Section 6, Township 13 North, Range 16 West, Mount Diablo Bas and Meridian, described as follows:

COMMENCING at the Northeast corner of Lot 62, Unit 2, Mendocino Coast Subdivision, as hown on a map filed in Map Case 2, Drawer 6, page 8, Mendocino County Records; thence North 72° 35' 41" East 1169.01 feet to the point of beginning thence North 44° 31' 30" West 135.56 feet.

#### EXHIBIT "I-2"

A 20 FOOT WIDE EASEMENT, 10 feet on each side of the following described line:

Portion of Section 31, Township 14 Borth, Range 16 West, Section 1, Township 13 Borth, Range 17 West, Section 6, Township 13 North, Range 16 West, Mount Diablo Base and Meridian, described as follows:

COMMENCING at the Northeast corner of Lot 62, Unit 2, Mendocino Coast Subdivision, as shown on a map filed in Map Case 2, Drawer 6, page 8, Mendocino County Records; thence North 72° 35' 41" East 1169.01 feet to the point of beginning; thence South 36° 57' 28" East 142.71 feet; thence North 89° 56' 00" East 599.03 feet to a point that bears South 0° 04' 00" East 10 feet from a 1/2 inch iron pipe tagged L.S. 3348, as per deed recorded in Book 893 of Official Records, page 276, Mendocino County Records.

#### EXHIBIT "J-1"

AN EASEMENT 10 Feet in width for subsurface drainage facilities lying Easterly and adjacent to the following described line:

Portion of Section 31, Township 14 North, Range 16 West, Section 6, Township 13 North, Range 16 West, Mount Diablo Base and Meridian, described as follows:

CONNENCING at the Northeast corner of Lot 31, Unit 3, Mendocino Coast Subdivision, at shown on a map filed in Case 2, Drawer 8, page 29, Mendocino County Records; thence South 00° 12' 00" East 142.10 feet to the point of beginning of the line to be described; thence South 00° 12' 00" East 1101.92 feet; thence South 89° 48' 00" West 10.00 feet.

#### EXHIBIT "J-2"

AN EASEMENT 10 fee, in width for subsurface drainage facilities lying Northerly and adjucent to the following described line:

Portion of Section 31, Township 14 North, Range 16 West, Section 6, Township 13 North, Rang 16 West, Mount Diablo Base and Meridian, described as follows:

COMMENCING at the fortheast corner of Lot 31, Unit 3, Mendocino Coast Subdivision, as slown on a map filed in Case 2, Drawer 8, page 29, Mendocino County Record; thence South 00° 12' 00" East 142.10 feet; thence South 00° 12' 00 East 1101.92 feet; thence South 89° 48' 00" West 10.00 feet to the point of beginning of the line to be described; thence North 83° 20' 20" West 157.62 feet.

#### EXHIBIT "L"

A 10 FOOT WIDE EASEMENT lying 5 feet on each side of the following described line:

Portion of Section 6, Township 13 North, Range 16 West, Mount Diable Base and Meridian, described as follows:

COMMENCING at the Northeast corner of Lot 62, Unit 2, Mendocino Coast Subdivision, as shown on a map filed in Map Case 2, Drawer 6, page 8, Mendocino County Records; thence North 72° 35' 41" East 1222.01 feet; thence South 18° 51' 30" East 126.68 feet; thence North 89° 56' 00" East 747.44 feet; thence South 13° 00' 00" East 337.17 feet; thence North 77° 00' 00" East 13:.00 feet; thence along the arc of a tangent curve to the right, having a radius of 4,000.00 feet, through a central angle of 0° 58' 00", a length of 67.49 feet; thence North 77° 58' 00" East 81.00 feet; thence South 2° 02' 00" East 173.89 feet to the point of beginning; thence South 12° 02 00" East to the Easterly edge of Pomo Lake Drive, County Road #551.

#### EXHIBIT "N"

A 20 FOOT WIDE EASEMENT, 10 feet on each side of an existing centerline, described as follows:

Portion of Section 6, Township 13 North, Range 16 West, Mount Diable Base and Meridian described as follows:

BEGINNING at a point on the North line of an existing well site as described in Exhibit "A" herein, said point being on the existing pipeline-thence from the point of beginning along said pipeline Northerly 68 feet, more or less, to the centerline of the road described in Book 1104 of Official Records, pages 17-B thru 17-G, Mendocino County Records.

Exhibit 1

# PLAT OF EASEMENT DESCRIPTIONS

From Merdoe no Coast Subdivision to Thish Beach Water Dis rict.

Mendocino Cunty Scale./1200

Orlifornia September 1778

Sheet one of one

Map prepared by: Il. Wely & Assoc.
P.O.Bar 1069
Merdociro, California

E. hihit !

# CERTIFICATION

This map represents the location of comment descriptions written by me or under my direction. I hereby contify that the existing me're lines are located within said costnects.

10/6/78 Date

Evan Lee Welly, Ja., R.C.E. 1986

I Excitize 1

# CERTIFICATION

This map represents the location written by me or under my dir that the existing mater lines are easements.

10/6/78 Date

Ivan Lee We

Tank Site I where Well Site

G. M. o Sandy Moores

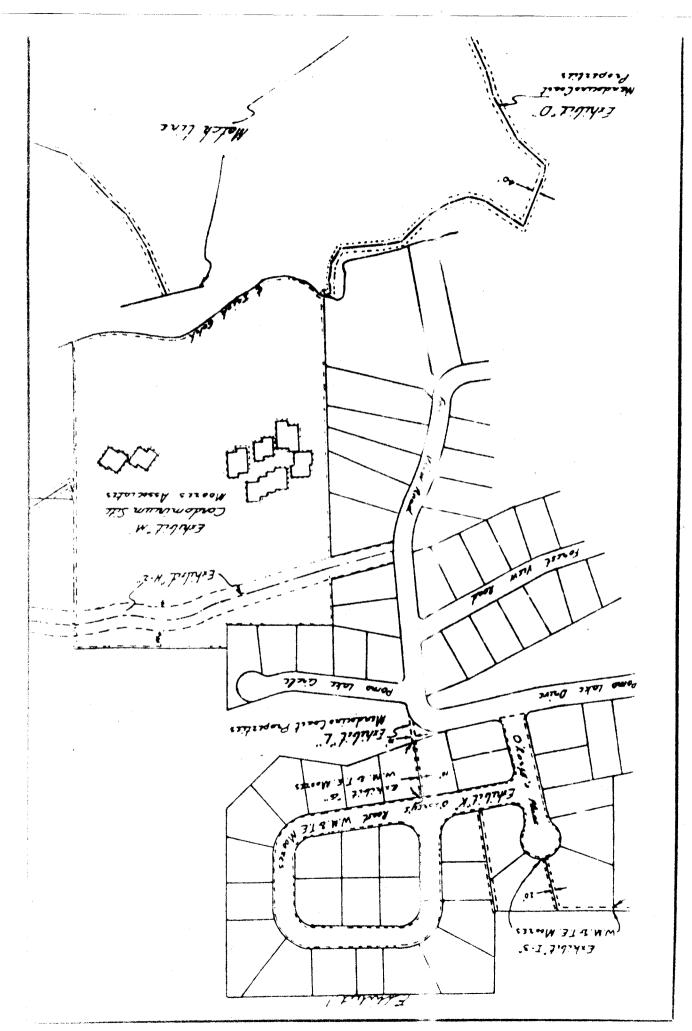
G. M. o Sandy Moores

Exhibit

Moores

Hooses

Hours



FENDOCINO COUNTY

