



SOUTH FEATHER WATER & POWER

TO: Board of Directors

FROM: Michael Glaze, General Manager

DATE: April 19, 2005

**RE: Acceptance of Easement
Agenda Item for 4/26/05 Board of Directors Meeting**

The Palermo Canal crosses land owned by Chris Carter that he is presently developing for residential subdivision purposes. Because of the density of Chris' development, we are requiring that the canal be piped across his property for liability purposes. To do so, the present alignment of the canal needs to change, and SFWPA needs an easement for the new alignment.

Attached is a copy of the easement deed that Chris and Samantha Carter have executed in favor of the Agency. Before it can be recorded, the Board needs to adopt a resolution accepting the easement. The following action will facilitate recording the deed:

"I move adoption of Resolution 05-4-2, accepting an easement from Chris and Samantha Carter, across their property identified as APN 068-360-116."

Resolution 05-4-2
South Feather Water and Power Agency

Acceptance of Easement from
Chris Carter and Samantha Carter (APN 068-360-116)

WHEREAS, it is the desire of the Board of Directors of the South Feather Water and Power Agency to accept and record the attached easement grant deed executed by Chris Carter and Samantha Carter, in favor of the South Feather Water and Power Agency, a public corporation.

NOW, THEREFORE, BE IT RESOLVED that Michael C. Glaze, Secretary of the Board of Directors of the South Feather Water and Power Agency, be and he is hereby authorized to accept and record on behalf of South Feather Water and Power Agency said easement grant deed.

PASSED AND ADOPTED by the Board of Directors of the South Feather Water and Power Agency at the regular meeting of said Board on the 26th day of April 2005 by the following vote:

AYES:

NOES:

ABSTAINED:

ABSENT:

Marla Dee Hunter, President

(seal)

Michael C. Glaze, Secretary

3/28/2005

Recording Requested By
And When Recorded Return to:

SOUTH FEATHER WATER AND POWER AGENCY
P.O. Box 581
Oroville, CA 95965

APN: 068-360-116

WATER PIPELINE EASEMENT

CHRIS CARTER AND SAMANTHA CARTER

Hereinafter referred to as "GRANTORS," does hereby grant, bargain, sell, transfer and convey unto

SOUTH FEATHER WATER AND POWER AGENCY,

a public agency in the State of California, hereinafter referred to as "GRANTEE," its successors and assigns, a perpetual easement with the right to erect, construct, install, and lay, and thereafter use, operate, inspect, repair, maintain, replace, and remove water pipes, and facilities incidental thereto, over, across and through the land of GRANTORS described as follows:

A PORTION OF SECTION 14, T.19N., R.4E., M.D.B.&M., IN THE COUNTY OF BUTTE, STATE OF CALIFORNIA, MORE PARTICULARLY DESCRIBED AS A PORTION OF THE "REMAINDER", AS SAID REMAINDER IS SHOWN ON THAT CERTAIN MAP RECORDED IN BOOK 162 OF MAPS AT PAGE 10 IN THE OFFICE OF THE BUTTE COUNTY RECORDER ON OCTOBER 7, 2004.

The easement shall be one 20' strip of land described as follows:

COMMENCING AT THE MOST SOUTHERLY CORNER OF SAID REMAINDER AND RUNNING THENCE NORTH 76°02'50" EAST, A DISTANCE OF 151.81 FEET TO THE TRUE POINT OF BEGINNING;
THENCE NORTH 07°06'35" WEST, A DISTANCE OF 469.05 FEET TO THE MOST NORTHERLY LINE OF SAID REMAINDER;
THENCE ALONG SAID NORTHERLY LINE NORTH 89°59'36" EAST, A DISTANCE OF 20.15 FEET;
THENCE LEAVING SAID NORTHERLY LINE SOUTH 07°06'35" EAST, A DISTANCE OF 464.16 FEET;
THENCE SOUTH 76°02'50" WEST, A DISTANCE OF 20.14 FEET, TO THE TRUE POINT OF BEGINNING;
EASEMENT CONTAINING 0.21 ACRES, MORE OR LESS

(END OF DESCRIPTION)

(Description prepared by Robert J. Feeney, RCE 22972)

3/28/2005

The consideration hereinabove recited shall constitute payment in full for any damages to the land of GRANTORS, their successors and assigns, by reason of the installation, operation, and maintenance of the structures and/or improvements referred to herein. GRANTEE covenants to maintain the water conveyance facilities within the easement in good repair so that no unreasonable damage will result from their use to the adjacent land of GRANTORS, their successors and assigns.

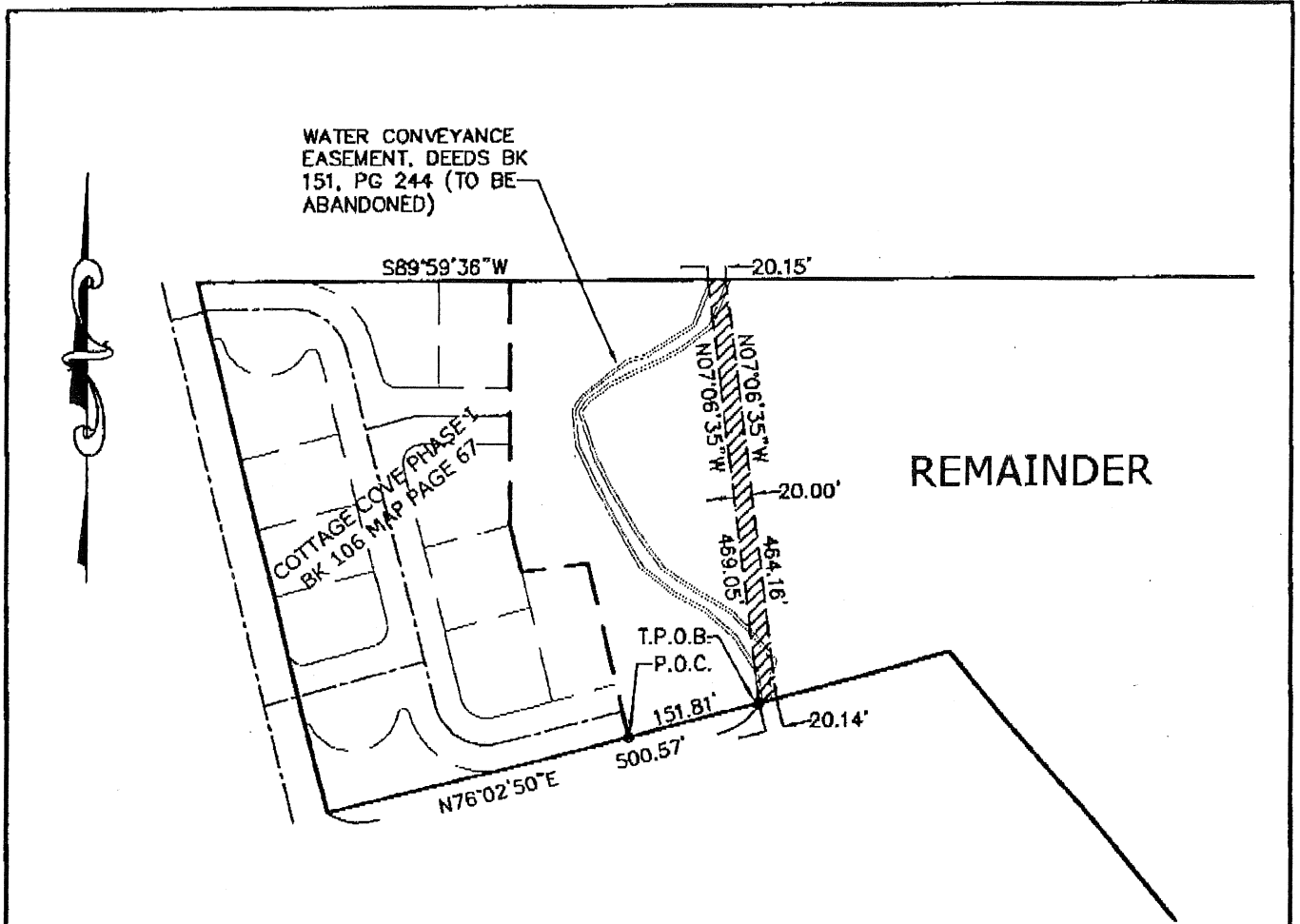
The grant and other provisions of this easement shall constitute a covenant running with the land for the benefit of GRANTEE, its successors and assigns.

IN WITNESS WHEREOF, the GRANTORS have executed this instrument this _____ day of March, 2005.


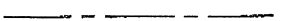


GRANTORS

CHRIS CARTER

SAMANTHA CARTER



LEGEND

- EASEMENT AREA TO BE DEDICATED 
- CENTERLINE 
- BOUNDARY LINE 
- PHASE LINE 
- POINT OF COMMENCEMENT P.O.C.
- TRUE POINT OF BEGINNING T.P.O.B.

THE ENGINEERING GROUP
 1250 EAST AVENUE, SUITE 10
 CHICO, CA 95926
 PH: (530) 899-0409
 FAX: (530) 899-0943

JLD: Land Projects 2004\1053-CARTER\dwg\1053-WATER EASEMENT.dwg

DRAWN BY <u>JLD</u> DATE <u>MARCH 2006</u> CHECKED <u>RJF</u> SCALE <u>1"=100'</u>	CARTER WATER PIPELINE EASEMENT	EXHIBIT "B" SHEET 1 OF 1
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