

3956601

*City of Sunnyvale*

*456 W. Almaden*

*Sunnyvale, Cal 94086*

NO TAX DUE

EASEMENT DEED

NO FEE

BOOK 9224 PAGE 225

MANUEL G. MOITOZO and IRIS MOITOZO, his wife; and ANTHONY M. MOITOZO and ALICE MOITOZO, his wife; and MANUEL ROSE and MADELINE M. ROSE, his wife; AND WESTERN STYLE DEVELOPMENT COMPANY, a Partnership,

hereby grant to the CITY OF SUNNYVALE, a Municipal Corporation of the State of California, an EASEMENT for the construction, reconstruction, and maintenance of streets and street improvements, including but not limited to sidewalks, drainage facilities, storm sewers, water mains and pipes, street lighting facilities, sanitary sewer and other public utilities, in, over, across, and upon the following described real property situate in the City of Sunnyvale, County of Santa Clara, State of California, to wit:

Being a portion of the lands of Moitozo, et al, as the Deed of said lands is filed for record in Book 5915 Official Records, at page 139, in the Office of the Recorder of said County, and being more particularly described as follows:

BEGINNING at the northwest corner of said lands, being also the southwestern corner of Parcel 1 as shown on the Record of Survey which is filed for record in Book 218 of Maps, at page 12, in the Office of the Recorder of said County;

Thence along the northern line of said lands of Moitozo, being also the southern line of Parcels 1 and 2 of said Record of Survey, North  $89^{\circ}45'54''$  East, 2552.31 feet to a point on the westerly right of way line of Lawrence Expressway, being also the southeastern corner of Parcel 2 of said Record of Survey;

Thence southerly along the westerly right of way line of Lawrence Expressway, being a nontangent curve to the right from a radial bearing of South  $87^{\circ}35'48''$  West, having a radius of 1933.00 feet, a central angle of  $2^{\circ}50'01''$ , and a distance of 95.60 feet to point of cusp;

Thence northerly and westerly along the arc of a curve to the left from a radial bearing of North  $89^{\circ}34'11''$  West, having a radius of 50.00 feet, a central angle of  $90^{\circ}39'55''$ , and a distance of 79.12 feet;

Thence tangent to the preceding curve, parallel with and distant southerly, 45.00 feet (measured at right angles) from the southerly line of said Record of Survey, South  $89^{\circ}45'54''$  West, 881.83 feet;

Thence westerly and southerly along the arc of a tangent curve to the left, having a radius of 40.00 feet, a central angle of  $90^{\circ}00'00''$  and a distance of 62.83 feet;

Thence tangent to the preceding curve, South  $0^{\circ}14'06''$  East, 105.00 feet;

Thence southerly along the arc of a tangent curve to the left having a radius of 457.00 feet, a central angle of  $38^{\circ}11'47''$  and a distance of 306.66 feet;

Thence tangent to the preceding curve, South  $38^{\circ}25'53''$  East, 279.53 feet;

Thence southerly along the arc of a tangent curve to the right, having a radius of 600.00 feet, a central angle of  $36^{\circ}42'10''$  and a distance of 384.35 feet;

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Thence tangent to the preceding curve, South  $01^{\circ}43'43''$  East, 299.51 feet to a point of intersection with the northerly line of Lakewood Village No. 5, Tract No. 2010, as the map of said tract was filed for record in Book 89 of Maps, at pages 16, 17 and 18, Santa Clara County Records;

Thence along said northerly line and its westerly prolongation, South  $88^{\circ}16'17''$  West, 66.00 feet;

Thence at right angles to the preceding course, North  $1^{\circ}43'43''$  West, 310.49 feet;

Thence northerly along the arc of a tangent curve to the left, having a radius of 400.00 feet, a central angle of  $36^{\circ}42'10''$ , and a distance of 256.23 feet;

Thence tangent to the preceding curve North  $38^{\circ}25'53''$  West, 350.81 feet;

Thence northerly along the arc of a tangent curve to the right having a radius of 543.00 feet, a central angle of  $38^{\circ}11'47''$ , and a distance of 361.99 feet;

Thence tangent to the preceding curve, North  $00^{\circ}14'06''$  West, 105.00 feet;

Thence northerly and westerly along the arc of a tangent curve to the left having a radius of 40.00 feet, a central angle of  $90^{\circ}00'00''$ , and a distance of 62.83 feet;

Thence along a tangent line that is parallel with and distant southerly 45.00 feet (measured at right angles) from the southerly line of aforesaid Record of Survey, South  $89^{\circ}45'54''$  West, 1351.74 feet;

Thence westerly along the arc of a tangent curve to the left having a radius of 555.00 feet, a central angle of  $10^{\circ}56'03''$  for a distance of 105.91 feet; to the point of intersection with the westerly line of said lands of Moitozo, et al;

Thence along said westerly line, North  $1^{\circ}05'16''$  East, 55.09 feet, to the Point of Beginning.

Executed this 8th day of February, 1971.

Manuel G. Moitozo  
Manuel G. Moitozo

Iris Moitozo  
Iris Moitozo

Anthony M. Moitozo  
Anthony M. Moitozo

Alice Moitozo  
Alice Moitozo

Manuel Rose  
Manuel Rose

Madeline M. Rose  
Madeline M. Rose

WESTERN STYLE DEVELOPMENT COMPANY,  
a Partnership, composed of DURA STYLE  
HOMES, INC., a corporation, a partner  
By: Otto E. Engdof, President

By: \_\_\_\_\_  
and  
GREAT WESTERN SAVINGS AND LOAN  
ASSOCIATION, a corporation, a partner  
By: George M. Blencowe,  
Senior Vice-President

Approved as to form:

Robert C. Douthett  
DEPUTY CITY ATTORNEY

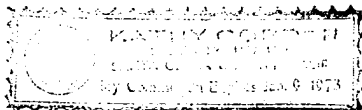
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STATE OF CALIFORNIA )  
COUNTY OF SANTA CLARA ) ss.

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On February 8, 1971, before me, the undersigned, a Notary Public in and for said County and State, personally appeared GEORGE M. BLANCHARD, known to me to be the President of the Board of DIRECTOR, WESTERN SAVINGS AND LOAN ASSOCIATION, the corporation that executed the within instrument and known to me to be the person who executed the within instrument on behalf of said corporation, said corporation being known to me to be one of the partners of WESTERN STYLE DEVELOPMENT CO., a general partnership, the partnership that executed the within instrument and acknowledged to me that such corporation executed the same as such partner and that such partnership executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my Official Seal in the County of Santa Clara, the day and year in this certificate first above written.

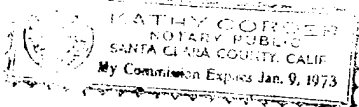


*Kathy Corder*  
Notary Public in and for the County  
of Santa Clara, State of California

STATE OF CALIFORNIA )  
COUNTY OF SANTA CLARA ) ss.

On February 8, 1971, before me, the undersigned, a Notary Public in and for said County and State, personally appeared OTTO C. BERGDOL, known to me to be the President of DURA STYLE HOMES, INC., the corporation that executed the within instrument and known to me to be the person who executed the within instrument on behalf of said corporation, said corporation being known to me to be one of the partners of WESTERN STYLE DEVELOPMENT CO.; a general partnership, the partnership that executed the within instrument and acknowledged to me that such corporation executed the same as such partner and that such partnership executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal in the County of Santa Clara, the day and year in this certificate first above written.

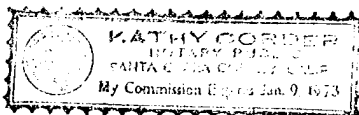


*Kathy Corder*  
Notary Public in and for the County  
of Santa Clara, State of California

STATE OF CALIFORNIA, )  
County of Santa Clara ) ss.

On February 8, 1971 before me, the undersigned, a Notary Public in and for said County and State personally appeared MANUEL G. MOITTOZO and IRIS MOITTOZO; ANTHONY M. MOITTOZO and ALICE MOITTOZO; MANUEL ROSE and MADELINE M. ROSE

known to me to be the person whose name is subscribed to the within instrument and acknowledged that they executed the same.



*Kathy Corder*  
Notary Public

KNOWLEDGMENT—GENERAL

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CERTIFICATION OF ACCEPTANCE

THIS IS TO CERTIFY that the interest in real property  
conveyed by Deed or Grant, dated February 8, 1971,  
from WESTERN STYLE DEVELOPMENT COMPANY, a Partnership, composed  
of DURA STYLE HOMES, INC., a Corporation, a Partner, and GREAT  
WESTERN SAVINGS AND LOAN ASSOCIATION, a Corporation, a Partner,  
and Manuel G. Moitozo, Iris Moitozo, Anthony M. Moitozo, Alice  
Moitozo, Manuel Rose and Madeline M. Rose,  
to the City of Sunnyvale, a municipal corporation, is hereby  
accepted by order of the undersigned officer or agent on  
behalf of the City Council of the City of Sunnyvale pursuant  
to authority conferred by Resolution No. 2256 of the City  
Council, adopted on January 29, 1957, and the Grantee consents  
to recordation thereof by its duly authorized officer.

DATED: February 17, 1971.

CITY OF SUNNYVALE

By

*Carol Hickey*  
Director of Finance

NO FEE

OFFICIAL RECORDS  
SANTA CLARA COUNTY  
GEORGE E. FORTES  
RECORDER

FEB 17 3 34 PM '71

FILED FOR RECORD  
AT REQUEST OF

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RESOLUTION NO. 2256

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RESOLUTION AUTHORIZING THE DIRECTOR OF  
FINANCE ON BEHALF OF THE CITY OF SUNNYVALE  
TO ACCEPT ALL DEEDS AND GRANTS CONVEYING  
ANY INTEREST IN OR EASEMENT UPON REAL ESTATE  
TO THE CITY OF SUNNYVALE AND TO CONSENT TO  
THEIR RECORDATION

WHEREAS, Sec. 27281 of the Government Code of the State of California provides that deeds or grants conveying any interest in or easement upon real estate to a political corporation or governmental agency for public purposes shall not be acceptable for recordation without the consent of the grantee evidenced by the resolution of acceptance attached to said deed or grant deed; and

WHEREAS, said section further provides that an officer or agent of a municipal corporation may, by resolution, be authorized to consent to such deeds or grants;

NOW, THEREFORE, the Council of the City of Sunnyvale does resolve as follows:

1. That the Director of Finance be and he hereby is authorized and directed to accept, for and on behalf of the City of Sunnyvale, all deeds and grants conveying any interest in or easement upon real estate to the City of Sunnyvale, and to consent to their recordation.

2. That the City Clerk certify to the adoption of this resolution and that a copy thereof be attached to each such deed or grant presented for recordation.

The above and foregoing resolution was duly and regularly introduced and passed by the Council of the City of Sunnyvale at a regular meeting held on Tuesday, the 29th day of January, 1957, by the following called vote:

AYES: Councilmen: Boomer, Gilmore, Johnson, Jones and Ryan

NOES: Councilmen: None

ABSENT: Councilmen: Theller and Stout

APPROVED:

/s/ R. B. Gilmore  
Mayor pro tem

ATTEST:

/s/ Eugenia J. Brown  
Acting City Clerk

I, JOHN E. DEVER, City Clerk of the City of Sunnyvale, do hereby certify that the above is a true and correct copy of Resolution No. 2256, adopted by the Council of the City of Sunnyvale on January 29, 1957.

DATED: Feb 17, 1971

JOHN E. DEVER, City Clerk

By Carol Ann Butler  
Deputy City Clerk