

Recording Requested by:
 City of Sunnyvale
 Public Works Department

When recorded, mail to:

City of Sunnyvale
Public Works Department
PO Box 3707
Sunnyvale, CA 94088-3707

(This space for Recorders use only.)

No recording fee required; this document is exempt from fee pursuant to Sections 6103 and 27383 of the California Government Code. This deed is exempt from tax pursuant to Section 11922 of the California Revenue and Taxation Code.

APN: 209-03-021
 Project: Fair Oaks Avenue Overhead Bridge Widening Project
 Federal Aid #: BHLS 5213 (039)

AERIAL EASEMENT DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, **Monument 3: Realty Fund VIII, LTD., A California Limited Partnership** hereby GRANT(s) to the **City of Sunnyvale, a municipal corporation**, an Aerial Easement for freeway purposes to construct, replace, inspect, maintain, repair, operate or remove an overhead freeway bridge, supporting columns and footings, including any and all appurtenances thereto, over, under, upon, and across that certain real property situated in City of Sunnyvale, County of Santa Clara, State of California described as:

Exhibit "A" and Exhibit "B" attached hereto and made a part hereof.

Dated this 21 day of October, 2016

Monument 3: Realty Fund VIII, LTD.,
 A California Limited Partnership

By: C. Hwang
 Name: C. Gemma Hwang
 Title: Managing Member

ACKNOWLEDGEMENT

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 SANTA CLARA } S.S.

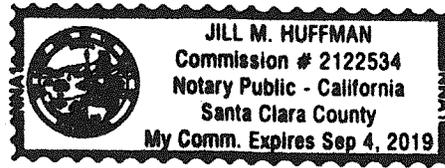
On October 21, 2016 before me, Jill M. Huffman Notary Public,
personally appeared C. Gemma Hwang

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 on behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Jill M. Huffman
Signature



(Seal)

CERTIFICATE OF ACCEPTANCE

Pursuant to California Government Code Section 27281

This is to certify that the interest in real property conveyed by the Aerial Easement Deed, dated October 21, 2016, from Monument 3: Realty Fund VIII, LTD, a California Limited Partnership, to the City of Sunnyvale, a municipal corporation is hereby accepted by the undersigned authorized official or officer on behalf of the City of Sunnyvale pursuant to authority conferred by the City Council of the City of Sunnyvale as reflected in Section 2.08 of the Sunnyvale Municipal Code and City Council Resolution 102-01 dated January 9, 2001.

The City of Sunnyvale consents to the recordation of said document in the Office of the Recorder of Santa Clara County, State of California.

CITY OF SUNNYVALE

Date: _____

By: _____

Ryan Sandoval,
City Property Administrator

EXHIBIT "A"
Legal Description

AERIAL EASEMENT

Real property situate in the City of Sunnyvale, County of Santa Clara, State of California, being a portion of Parcel I of the lands shown on that certain Parcel Map filed for record on June 27, 1985 in Book 545 of Maps at Pages 41-43 of Official Records of said county, more particularly described as follows:

PARCEL A

Commencing at the northeasterly corner of said Parcel 1, being a point on the westerly line of Fair Oaks Ave. as shown on said Parcel Map (545 M 41-43);

Thence along said westerly line, South 14°52'00" West, 26.26 feet to the beginning of a non-tangent curve to the left, having a radius of 1533.50 feet, from the center of said curve a radial line bears North 68°36'39" West, said point being also the **Point of Beginning** of this description;

Thence along said non-tangent curve, through a central angle of 2°56'32", for an arc length of 78.74 feet;

Thence North 71°43'53" West, 1.50 feet;

Thence South 18°11'08" West, 14.00 feet;

Thence South 71°43'53" East, 1.50 feet to the beginning of a non-tangent curve to the left, having a radius of 1533.50 feet, from the center of said curve a radial line bears North 72°04'34" West;

Thence along said non-tangent curve, through a central angle of 3°00'43", for an arc length of 80.61 feet;

Thence South 14°54'43" West, 2.30 feet;

Thence North 74°48'02" West, 1.50 feet;

Thence South 14°54'43" West, 14.00 feet;

Thence South 74°58'02" East, 1.50 feet;

Thence South 14°54'43" West, 14.89 feet to the general easterly line of said Parcel 1, being also the beginning of a non-tangent curve to the right, having a radius of 108.00 feet, from the center of said curve a radial line bears North 00°07'56" West;

Thence along said non-tangent curve, through a central angle of 6°12'45", for an arc length of 0.98 feet to the point of intersection of the southerly line of said Parcel 1 (545 M 41-43) and the westerly line of an existing Aerial Easement described as Parcel X by that certain document recorded on September 22, 1966 recorded in Book 7512 at Page 714, Official Records of Santa Clara County;

Thence along said westerly line the following two (2) courses:

- 1) North 14°51'59" East, 27.69 feet to the beginning of a tangent curve to the right, having a radius of 1,532.50 feet;

- 2) Along said curve through a central angle of $6^{\circ}12'45''$, an arc length of 166.17 feet to the westerly line of Fair Oaks Ave. as shown on said Parcel Map (545 M 41-43).

Thence along said easterly line, North $14^{\circ}52'15''$ East, 10.39 feet to the **Point of Beginning**.

Parcel A contains 246 square feet more or less.

PARCEL B

Commencing at the northeasterly corner of said Parcel 1, being a point on the westerly line of Fair Oaks Ave. as shown on said Parcel Map (545 M 41-43);

Thence along said westerly line, South $14^{\circ}52'00''$ West, 13.60 feet to the **Point of Beginning** of this description;

Thence continuing along said westerly line, South $14^{\circ}52'00''$ West, 8.33 feet;

Thence leaving said westerly line, North $68^{\circ}18'12''$ West, 1.01 feet;

Thence North $21^{\circ}48'38''$ East, 8.27 feet to the **Point of Beginning**.

Parcel B contains 4.16 square feet more or less.

Cumulative area of Parcel A and Parcel B is 250 square feet more or less.

As shown on plat attached hereto and by this reference made part hereof as Exhibit B

For: BKF Engineers

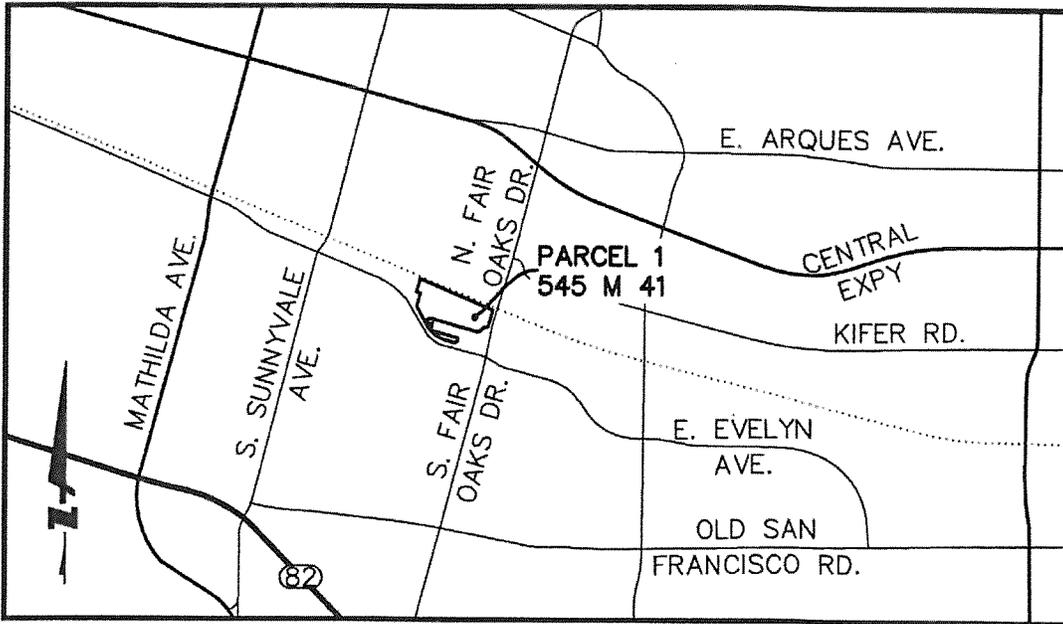
Davis Thresh, P.L.S. No. 6868

Dated



AERIAL EASEMENT

BEING A PORTION OF PARCEL 1 AS SHOWN ON A CERTAIN PARCEL MAP
RECORDED IN BOOK 545 PAGES 41-43, SANTA CLARA COUNTY RECORDS



LINE TABLE		
	DIRECTION	LENGTH
L1	N71°43'53"W	1.50
L2	S71°43'53"E	1.50
L3	S14°54'43"W	2.30
L4	N74°58'02"W	1.50
L5	S74°58'02"E	1.50
L6	N14°52'00"E	10.39
L7	N68°18'12"W	1.01

BASIS OF BEARINGS

THE BEARING N14°52'00"E BEING THE CENTERLINE OF FAIR OAKS AVE., AS SHOWN ON THAT CERTAIN PARCEL MAP FILED FOR RECORD ON JUNE 27, 1985, IN BOOK 545 OF PARCEL MAPS AT PAGES 41-43

LEGEND

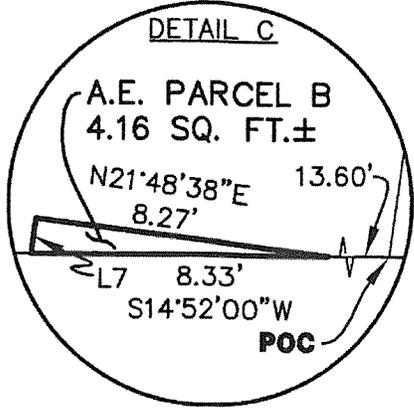
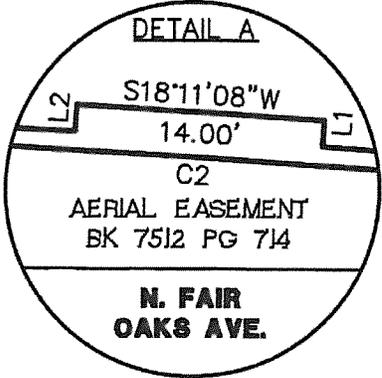
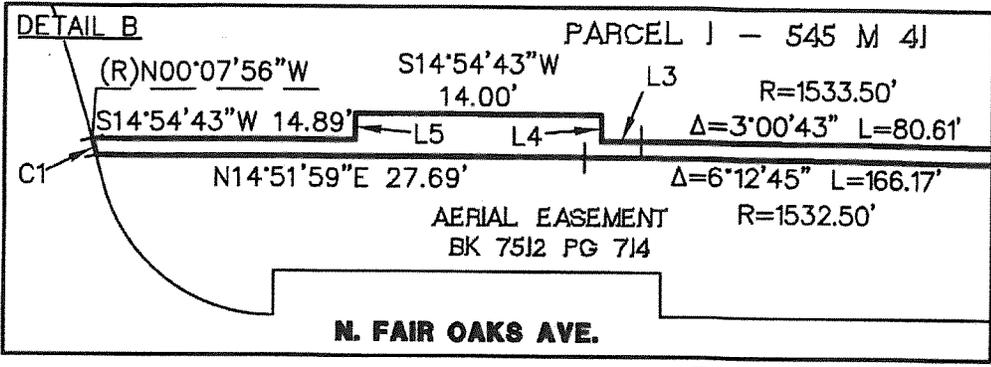
- (R) = RADIAL BEARING
- A.E. = AERIAL EASEMENT
- POB = POINT OF BEGINNING
- POC = POINT OF COMMENCEMENT
- M = BOOK AND PAGE OF MAPS

CURVE TABLE			
	LENGTH	RADIUS	DELTA
C1	0.98	108.00	0°31'17"
C2	166.17	1532.50	6°12'45"



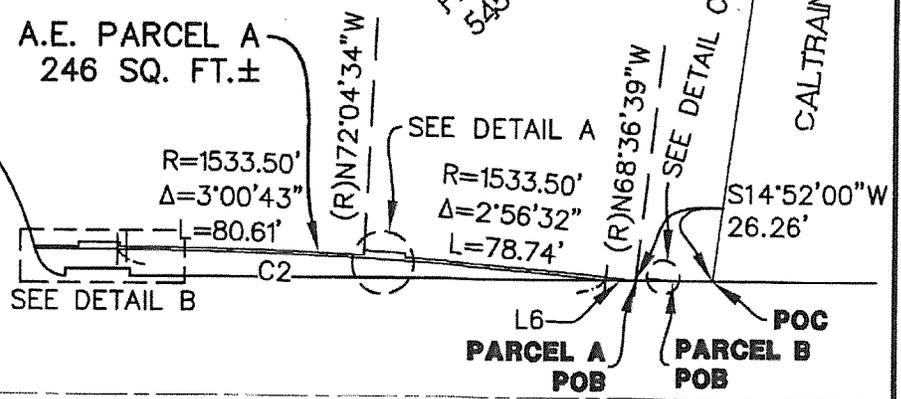
4670 WILLOW RD
SUITE 250
PLEASANTON, CA 94588
925-396-7700
925-396-7799 (FAX)

Subject EXHIBIT B
AERIAL EASEMENT
Job No. 20107166
By MR Date 11/2/16 Chkd. WS
SHEET 1 OF 2



LANDS OF MONUMENT 3:
 REALTY FUND
 DOC. NO. 9084533

A.E. PARCEL A
 246 SQ. FT.±

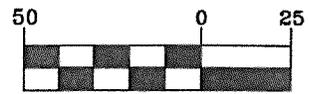


WASHINGTON STREET

DEODAR WAY

CALTRAIN

CALTRAIN



(SCALE IN FEET)



4670 WILLOW RD
 SUITE 250
 PLEASANTON, CA 94588
 925-396-7700
 925-396-7799 (FAX)

Subject EXHIBIT B
AERIAL EASEMENT
 Job No. 20107166
 By MR Date 11/2/16 Chkd. WS
 SHEET 2 OF 2