

RECORDING REQUESTED  
BY A. J. M. L. TO

EXEMPT  
C5

BK 12436P6 1096

REAL ESTATE SERVICES DIVISION  
DEPARTMENT OF GENERAL SERVICES  
650 HOWE AVENUE  
SACRAMENTO, CALIFORNIA 95825

AGREEMENT FOR THE TRANSFER OF CONTROL  
AND POSSESSION OF STATE-OWNED REAL PROPERTY

RECORDED IN OFFICIAL RECORDS  
OF ORANGE COUNTY, CALIFORNIA  
5 Min. 4 P.M. OCT 28 19  
Past  
J. WYLIE CARLYLE, County Recorder

39681

Pat  
# 3262

This Agreement entered into this 6th day of January, 1977,  
by and between the Department of Transportation, hereinafter called  
Transferor and the State Public Works Board called Transferee, with  
the approval of the Director of General Services,

W I T N E S S E T H :

AP #  
1-11-84-24

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WHEREAS, Transferor has control and possession of the herein-  
after described real property, and

WHEREAS, Transferee desires to acquire control and possession  
of said real property and Transferor is willing to transfer said control  
and possession;

NOW, THEREFORE, pursuant to the provisions of Section 14673 of  
the Government Code of the State of California, Transferor hereby trans-  
fers unto Transferee and Transferee accepts the control and possession of  
the real property situated in the County of Orange, State of California,  
described as follows:

That portion of Lot A of the Banning Tract, in the Rancho Santiago de  
Santa Ana, as shown on a map recorded in Case No. 6385 upon the Register  
of Actions in the Superior Court of California, in and for the County of  
Los Angeles, as described in "AGREEMENT FOR THE TRANSFER OF CONTROL AND  
POSSESSION OF LAND OWNED BY THE STATE FOR HIGHWAY PURPOSES," as State  
Parcel No. A7257, recorded in Book 5982 page 815 of Official Records in  
the office of the County Recorder of said Orange County, included within  
the following described parcel of land:

Beginning at the intersection of that certain course described as having  
a bearing and distance of North 70° 45' 38" East, 100.00 feet in the  
boundary of said State Parcel A7257, so transferred by said agreement,  
with that course described as having a bearing and distance of South 40°  
31' 16" West, 76.10 feet in the boundary of that parcel of land, Parcel  
No. 49893, acquired by "AGREEMENT FOR THE TRANSFER OF CONTROL AND POSSES-  
SION OF STATE-OWNED LAND FOR HIGHWAY PURPOSES," recorded in Book 9748,  
page 806 of said Official Records; thence along the Southwesterly prolon-  
gation of last said course South 40° 31' 16" West, 1.53 feet to a tangent  
curve concave Northwesterly and having a radius of 60.00 feet; thence  
Southwesterly along said curve through an angle of 25° 50' 30", an arc  
distance of 27.06 feet to a reverse curve concave Southeasterly and  
having a radius of 60.00 feet; thence Southwesterly along said reverse  
curve, through an angle of 25° 50' 30", an arc distance of 27.06 feet;  
thence tangent to said reverse curve South 40° 31' 16" West, 258.02 feet  
to a tangent curve concave Northerly and having a radius of 25.00 feet;  
thence Westerly along last said curve, through an angle of 75° 07' 42",  
an arc distance of 32.78 feet to a reverse curve concave Southerly and  
having a radius of 1061.00 feet; thence Westerly along last said reverse

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curve, through an angle of  $05^{\circ} 46' 41''$ , an arc distance of 107.00 feet to the center line of Fair Drive, 100.00 feet wide; thence along said center line South  $89^{\circ} 39' 07''$  East, 51.53 feet; thence at right angles to said center line North  $00^{\circ} 20' 53''$  East, 50.00 feet to the Southwesterly terminus of that curve described as being concave Southeasterly and having a radius of 830.00 feet in the boundary of said State Parcel A7257, so transferred by the first said agreement recorded in said Book 5982, page 815; thence Northeasterly along last said curve from a tangent which bears North  $52^{\circ} 35' 09''$  East, through an angle of  $18^{\circ} 10' 29''$ , an arc distance of 263.28 feet to the point of tangency thereof with the first said course described as having a bearing and distance of North  $70^{\circ} 45' 38''$  East, 100.00 feet; thence along last said course North  $70^{\circ} 45' 38''$  East, 60.98 feet to the point of beginning.

TOGETHER with the underlying interest, if any, appurtenant to the above described property in and to the adjoining public way, Fair Drive, 100.00 feet wide, included within the hereinabove described parcel of land.

SUBJECT TO the existing rights of Costa Mesa Sanitary Sewer District for sewer line as constructed and located within a strip of land, 10.00 feet wide, lying 5.00 feet on each side of a center line which is parallel with and distant Southerly 3.00 feet, measured at right angles, from the Northerly line of Fair Drive, 100.00 feet wide.

ALSO SUBJECT TO THE EXCEPTION AND RESERVATION THEREFROM, all oil, minerals, natural gas, and other hydrocarbons by whatsoever name known that may be within or under the herein conveyed parcel of land, and the rights thereto, together with certain other conditions, as excepted and reserved in the first said Agreement recorded in Book 5982, page 815 of said Official Records.

AND ALSO SUBJECT TO THE EXCEPTION AND RESERVATION THEREFROM, all uranium, thorium and all other materials determined pursuant to Section 5 (b) (1) of the Atomic Energy Act of 1946 (60 Stat. 761), that may be within or under the herein conveyed parcel of land, and the rights thereto, together with certain other conditions as excepted and reserved in the first said Agreement.

AND ALSO SUBJECT TO an easement and right of way granted or to be granted to SOUTHERN CALIFORNIA GAS COMPANY, a corporation, organized and existing under and by virtue of the laws of the State of California, its successors and assigns, to lay, construct, maintain, operate, repair, renew, change the size of and remove one or more pipe lines, with metering, regulating and other equipment, for the transportation of gas, with the right of ingress and egress to and from the same, over and through, under along and across that portion of Lot A of the Banning Tract, in the Rancho Santiago de Santa Ana, as shown on a map recorded in Case No. 6385, upon the register of Actions in the Superior Court of California, in and for the County of Los Angeles, as described in "AGREEMENT FOR THE TRANSFER OF CONTROL AND POSSESSION OF LAND OWNED BY THE STATE FOR HIGHWAY PURPOSES," as (State Parcel No. A7257), recorded in Book 5982, page 815 of Official Records in the office of the County Recorder of said Orange County, included within the following described lines:

Beginning at the intersection of that certain course described as having a bearing and distance of North 70° 45' 38" East, 100.00 feet in the boundary of said Parcel A7257, so transferred by said agreement, with that course described as having a bearing and distance of South 40° 31' 16" West, 76.10 feet in the boundary of that parcel of land, Parcel No. 49893, acquired by "AGREEMENT FOR THE TRANSFER OF CONTROL AND POSSESSION OF STATE-OWNED LAND FOR HIGHWAY PURPOSES," recorded in Book 9748, page 806 of said Official Records; thence along the Southwesterly prolongation of last said course South 40° 31' 15" West, 1.53 feet to a tangent curve concave Northwesterly and having a radius of 60.00 feet; thence Southwesterly along said curve through an angle of 25° 50' 30", an arc distance of 27.06 feet to a reverse curve concave Southeasterly and having a radius of 60.00 feet; thence Southwesterly along said curve, through an angle of 25° 50' 30", an arc distance of 27.06 feet; thence tangent to said reverse curve South 40° 31' 16" West, 47.51 feet to a curve, concave Southeasterly and having a radius of 790.00 feet that is concentric with and distant Southeasterly 40.00 feet measured radially from that curve described as being concave Southeasterly and having a radius of 830.00 feet in the boundary of said State Parcel A7257, so transferred by first said agreement recorded in said Book 5982, page 815; thence from a tangent which bears South 68° 23' 38" West, Southwesterly along said concentric curve and its Southwesterly continuation through an angle of 19° 28' 54", an arc distance of 268.61 feet to a curve, concave Southerly and having a radius of 1061.00 feet; thence from a tangent which bears North 67° 59' 37" West, Northwesterly along last said curve through an angle of 02° 18' 06", an arc distance of 39.54 feet to the center line of Fair Drive, 100.00 feet wide; thence along said center line South 89° 39' 07" East, 51.53 feet; thence at right angles to said center line North 00° 20' 53" East, 50.00 feet to the Southwesterly terminus of that curve described as being concave Southeasterly and having a radius of 830.00 feet in the boundary of said State Parcel A7257, so transferred by the first said agreement recorded in said Book 5982, page 815; thence Northeasterly along last said curve from a tangent which bears North 52° 35' 09" East, through an angle of 18° 10' 29", an arc distance of 263.28 feet to the point of tangency thereof with the first said course described as having a bearing and distance of North 70° 45' 38" East, 100.00 feet; thence along last said course North 70° 45' 38" East, 60.98 feet to the point of beginning.

The grantor of said easement, or its assigns, shall have the right to fully use and enjoy the said premises, except as to the rights hereby granted; and the grantee hereby agrees to pay any damages which may arise to crops, fences or buildings from the laying, construction, maintenance or operation of said pipe line, provided, however, that a grantor, or its assigns, shall not construct or maintain on said premises over which this right of way is granted any buildings or other structures, plant trees, inundate, or change the grade of said premises. Damages to crops, fences, buildings or other

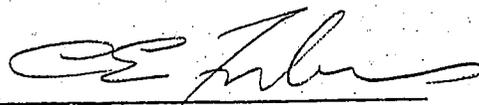
structures if not mutually agreed upon, are to be ascertained and determined by three disinterested persons; one thereof to be appointed by the grantor, or its assigns, one by the grantee, or its assigns, and the third by the two so appointed as aforesaid; and the award of such three persons, or any two of them, shall be final and conclusive.

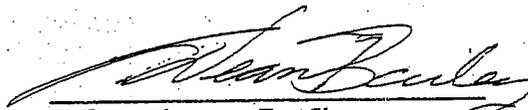
IN CONSIDERATION for said transfer, Transferee agrees to pay Transferor the sum of \$13,600.00.

IN WITNESS WHEREOF, the parties hereto have executed this agreement the date first above written.

STATE OF CALIFORNIA  
Department of Transportation

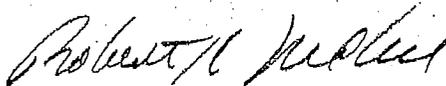
(Transferee)  
State Public Works Board

  
\_\_\_\_\_  
Director of Transportation  
BY  
CHIEF ENGINEER

  
\_\_\_\_\_  
For Thomas F. Sherman  
Administrative Secretary

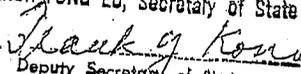
APPROVED:

Director of General Services

By   
\_\_\_\_\_  
Robert K. McCue  
Chief Land Agent

**FILED**  
In the office of the Secretary of State  
of the State of California

SEP 26 1980

MARCH FONG EU, Secretary of State  
By   
\_\_\_\_\_  
Deputy Secretary of State

STATE OF CALIFORNIA }  
COUNTY OF SACRAMENTO } ss.

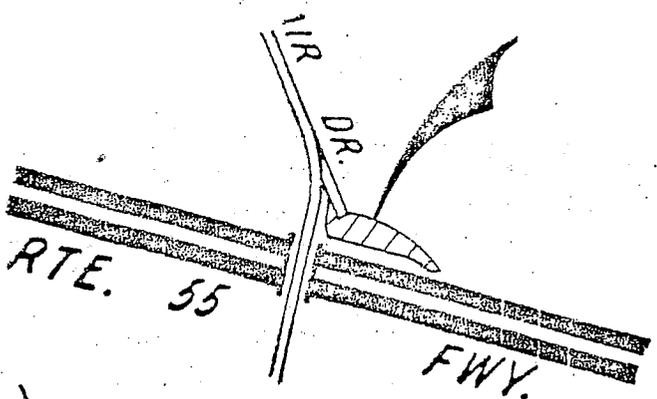
On this 20 day of May, in the year 1977, before me, TERESA A. PETZOLD,  
a Notary Public in and for the State of California, residing therein, duly commissioned and sworn, personally appeared  
C. E. Forbes, known to me to be the \_\_\_\_\_  
Chief Engineer of the State of California, described in and that executed the  
within instrument, and also known to me to be the person who executed the same  
on behalf of the State of California therein named and be acknowledged to me that  
the State of California executed the same.



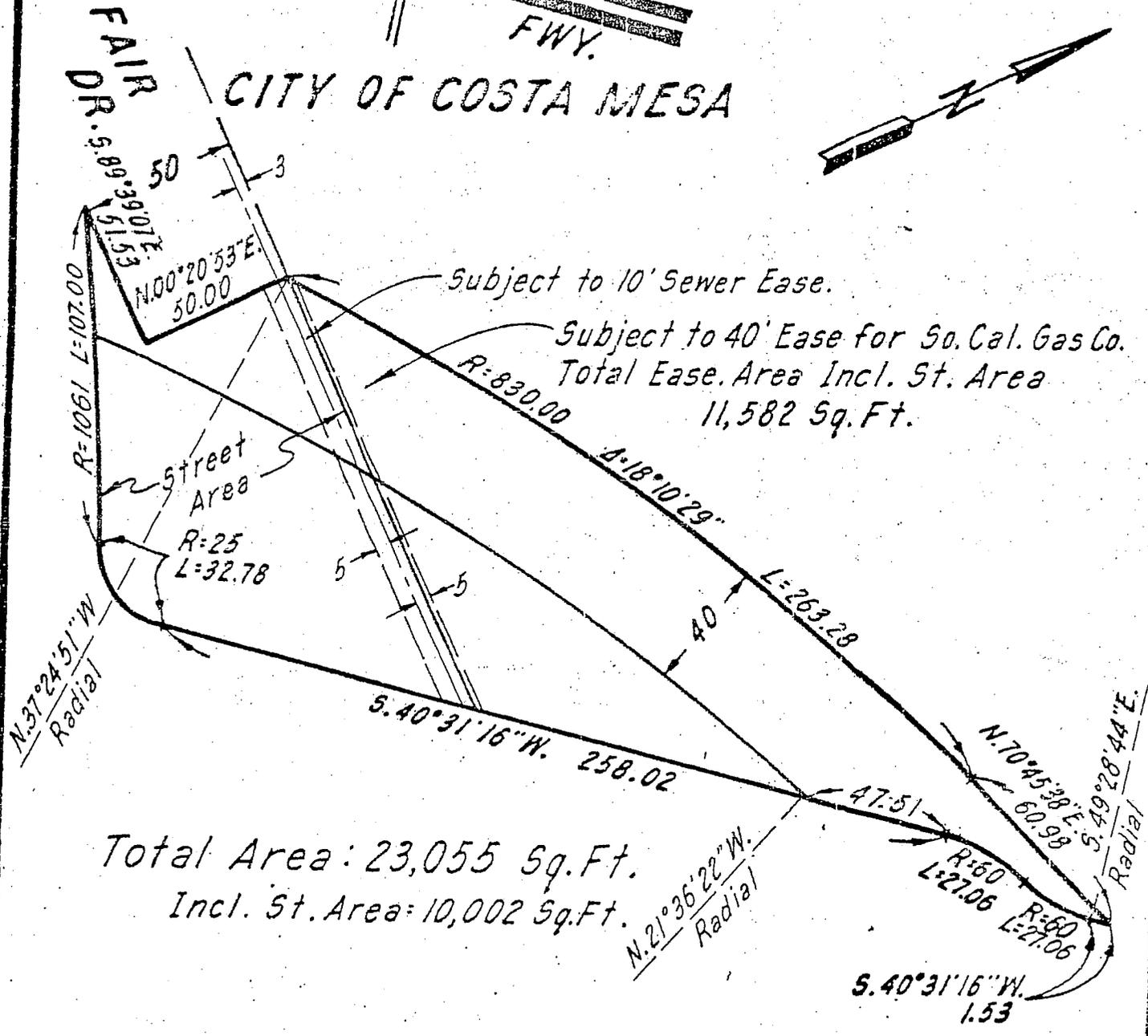
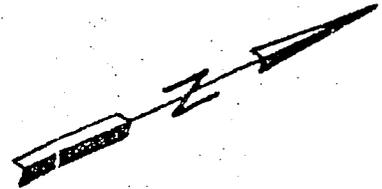
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in said county, the day and year first above written.

DIS	COUNTY	RTE.	P.M.
07	ORA	55	4.0

PARCEL NO. 017257-01-01 (A7257)  
And Street Area



CITY OF COSTA MESA



Total Area: 23,055 Sq. Ft.  
Incl. St. Area: 10,002 Sq. Ft.

37

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION - DISTRICT OF  
PLAT ACCOMPANYING

DIRECTOR'S DEED DD.017257-01-01

SCALE: 1" = 50'  
DRWN: JBO CHKD:

D11443081100