

Recording requested by:  
Alameda Unified School District

When recorded, return to:  
City of Alameda  
Attn: City Engineer  
2263 Santa Clara Street  
Alameda, CA 94501

THIS SPACE FOR RECORDER'S USE

APN: 074-1310-001-02

Grantor declares the documentary transfer tax is \$0.00. Both the value of the property conveyed herein and the consideration received by Grantor is less than \$100. (Cal. Revenue and Taxation Code, section 11911.)

Exempt from recording fees (Gov't Code, section 27383)

### **GRANT OF EASEMENT**

For valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the ALAMEDA UNIFIED SCHOOL DISTRICT, a public school district, ("Grantor") does hereby grant to the CITY OF ALAMEDA, a charter city and a municipal corporation of the State of California ("Grantee") a perpetual and permanent easement and right to inspect, repair, replace, operate, and maintain a storm drain, including any and all facilities and appurtenances related thereto, through, under and along the following described property set forth in **Exhibits A & B** attached hereto and made a part hereof ("Easement"). Grantor further grants to Grantee rights to vehicular and pedestrian ingress and egress over and across property of Grantor adjacent to the Easement for the sole purpose of Grantee's exercising its rights herein.

This Easement shall be subject to the following:

1. Grantee may perform all inspection, repair, replacement and maintenance of the storm drain and shall be responsible for all related costs. Grantor may report any maintenance, repair or replacement issues of which it becomes aware to Grantee and Grantee shall address such issues in a timely manner.
2. Prior to commencing any work in the Easement Area, Grantee shall provide Grantor information regarding the work and the related

schedule for its completion, and obtain Grantor's prior written consent, which shall not be unreasonably withheld.

3. Grantee shall indemnify, reimburse, hold harmless, and defend Grantor, its trustees, officers, employees and agents against any and all claims, causes of action, demands, suits, losses, judgments, obligations, costs, or liabilities, and all reasonable expenses incurred in investigating or resisting the same (including reasonable attorneys' fees), arising out of, directly or indirectly, in whole or in part, any injury or death to any person using the Easement or the storm drain or damage to property from the use of the Easement, as a result of Grantee's negligence or willful misconduct, unless due in whole or in part, directly or indirectly, from the negligence or willful misconduct of Grantor, its officers, employees, or agents.

4. This Easement shall be binding on and shall inure to the benefit of the successors and assigns of the parties.

5. Grantee, at its sole expense, shall obtain and maintain all appropriate permits, certificates, and licenses that may be required in connection with the construction, use, and maintenance of the Easement and the storm drain.

6. On or about April 22, 2016, the Grantor granted an easement to Grantee relating to a boat ramp which is in the same vicinity as this Easement (the "Boat Ramp Easement"). Grantor and Grantee acknowledge and agree that this storm drain easement may affect the same area as the Boat Ramp Easement, and agree the District's grant of this storm drain easement shall not be deemed to violate the Boat Ramp Easement.

Grantor, Alameda Unified School District, consented to, approved and authorized this Easement pursuant to Resolution No. \_\_\_\_\_.

Date: \_\_\_\_\_ ALAMEDA UNIFIED SCHOOL DISTRICT

\_\_\_\_\_  
Pasquale Scuderi, Superintendent

**SIGNATURES MUST BE NOTARIZED**

**(PLEASE ATTACH CALIFORNIA NOTARY ACKNOWLEDGMENT)**

EXHIBIT A  
PUBLIC STORM DRAIN EASEMENT LEGAL DESCRIPTION

ALL THAT REAL PROPERTY SITUATED IN THE CITY OF ALAMEDA, COUNTY OF ALAMEDA, STATE OF CALIFORNIA, AND BEING A PORTION OF THE LANDS OF THE ALAMEDA UNIFIED SCHOOL DISTRICT, AS DESCRIBED BY DEED RECORDED IN BOOK 5711 AT PAGE 129 AND IN BOOK 5777 AT PAGE 343, OFFICIAL RECORDS OF ALAMEDA COUNTY, DESCRIBED AS FOLLOWS:

PARCEL ONE:

A 15-FOOT-WIDE PUBLIC STORM DRAIN EASEMENT LYING 7.50 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED LINE:

COMMENCING AT A POINT COMMON WITH THE NORTHEASTERLY LINE OF SAID LANDS OF ALAMEDA UNIFIED SCHOOL DISTRICT AND THE SOUTHWESTERLY LINE OF CENTRAL AVENUE, SAID POINT BEING MARKED BY A 1/2" IRON PIPE TAGGED RCE 31909 FROM WHICH A BRASS TAG STAMPED RCE 31909 BEARS SOUTH 55°34'54" EAST 558.01 FEET AS SHOWN AND DELINEATED ON THAT CERTAIN RECORD OF SURVEY FILED OCTOBER 10, 2019 IN BOOK 46 OF RECORDS OF SURVEYS, AT PAGES 19 AND 20, ALAMEDA COUNTY RECORDS; THENCE COINCIDENT WITH SAID NORTHEASTERLY LINE ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 726.34 FEET THROUGH A CENTRAL ANGLE OF 21°30'18" FOR AN ARC LENGTH OF 158.53 FEET TO THE **TRUE POINT OF BEGINNING** OF PARCEL ONE HEREIN DESCRIBED; THENCE LEAVING SAID NORTHEASTERLY LINE SOUTH 48°15'00" WEST 84.94 FEET TO A POINT THAT IS 10.00 FEET EAST OF THE WESTERLY LINE OF SAID LANDS OF THE ALAMEDA UNIFIED SCHOOL DISTRICT AS SHOWN ON SAID RECORD OF SURVEY; THENCE RUNNING PARALLEL WITH AND 10.00 FEET EASTERLY OF SAID WESTERLY LINE SOUTH 01°04'54" WEST 874.84 FEET; THENCE SOUTH 53°47'25" WEST 12.57 FEET TO SAID WESTERLY LINE, BEING THE POINT OF TERMINATION OF THE LINE DESCRIBED AND HEREINAFTER REFERED TO AS "POINT A". THE NORTHERLY SIDELINES OF PARCEL ONE SHALL BE SHORTENED OR EXTENDED TO TERMINATE ON SAID SOUTHWESTERLY LINE OF CENTRAL AVENUE AND THE SOUTHERLY SIDELINES OF PARCEL ONE SHALL BE SHORTENED OR EXTENDED TO TERMINATE ON SAID WESTERLY LINE OF SAID LANDS OF THE ALAMEDA UNIFIED SCHOOL DISTRICT.

CONTAINING AN AEA OF 14,585 SQUARE FEET, MORE OR LESS.

PARCEL TWO:

A 15-FOOT-WIDE PUBLIC STORM DRAIN EASEMENT LYING 7.50 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED LINE:

COMMENCING FROM AFOREMENTIONED "POINT A"; THENCE COINCIDENT WITH SAID WESTERLY LINE SOUTH 01°04'54" WEST 481.25 FEET TO THE **TRUE POINT OF BEGINNING** OF PARCEL TWO HEREIN DESCRIBED; THENCE LEAVING SAID WESTERLY LINE SOUTH 22°03'20" EAST 25.33 FEET; THENCE SOUTH 16°54'37" EAST 116.27 FEET TO THE SOUTHWESTERLY LINE OF SAID LANDS OF THE ALAMEDA UNIFIED SCHOOL DISTRICT AS SHOWN ON SAID RECORD OF SURVEY AND THE POINT OF TERMINATION OF THE LINE

DESCRIBED. THE NORTHERLY SIDELINES OF PARCEL TWO SHALL BE SHORTENED OR EXTENDED TO TERMINATE ON SAID WESTERLY LINE AND THE SOUTHERLY SIDELINES OF PARCEL TWO SHALL BE SHORTENED OR EXTENDED TO TERMINATE ON SAID SOUTHWESTERLY LINE OF SAID LANDS OF ALAMEDA UNIFIED SCHOOL DISTRICT.

CONTAINING AN AREA OF 2124 SQUARE FEET, MORE OR LESS.

BASIS OF BEARINGS:

IDENTICAL TO THAT CERTAIN RECORD OF SURVEY FILED OCTOBER 10, 2019 IN BOOK 46 OF RECORDS OF SURVEYS, AT PAGES 19 AND 20, ALAMEDA COUNTY RECORDS.

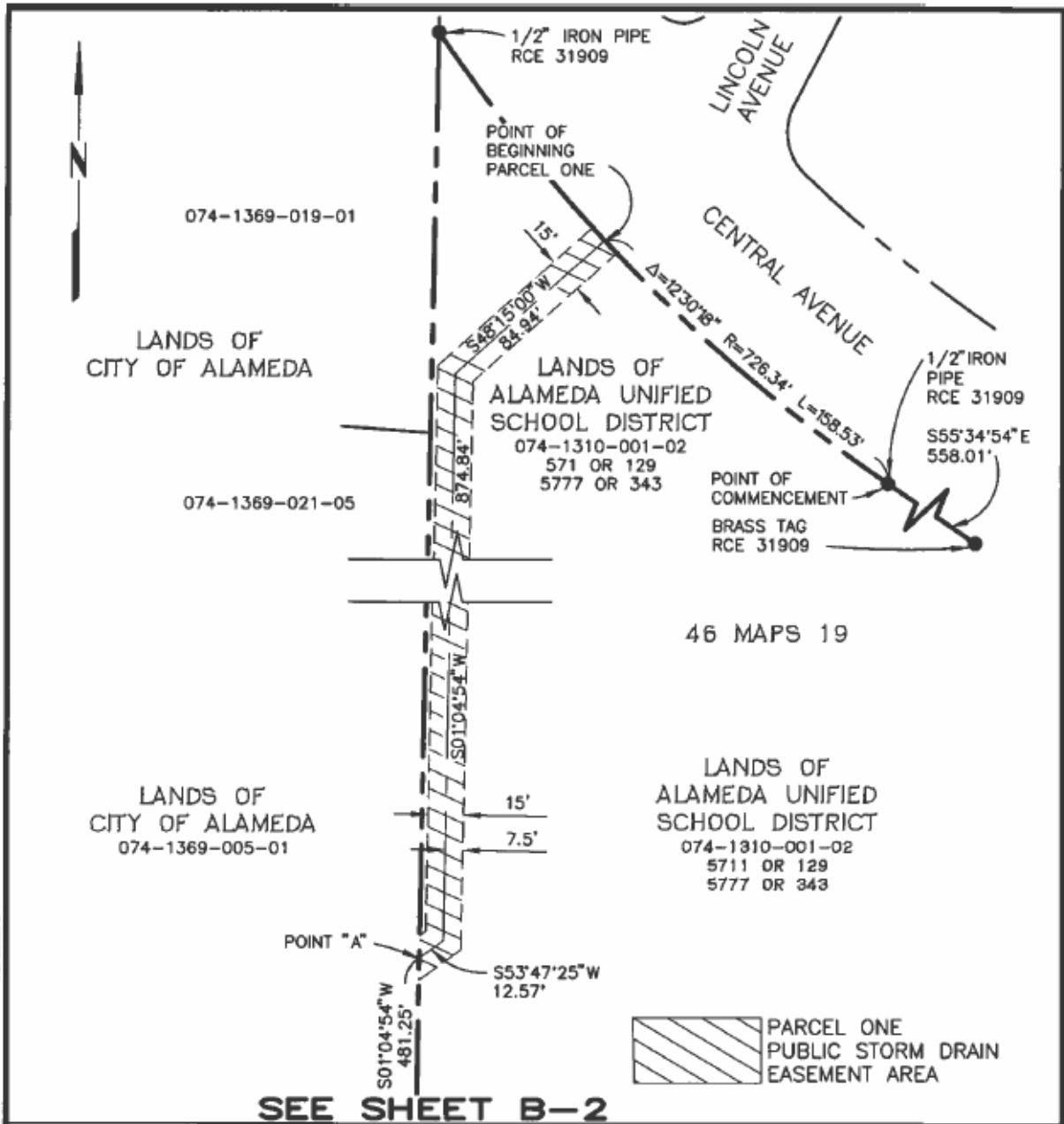
APN: 074-1310-001-02 (PORTION)

DATE: APRIL 22, 2024

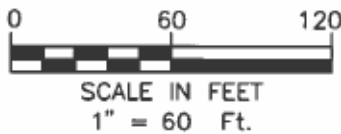
PREPARED BY: BRELJE & RACE, CONSULTING ENGINEERS

JOB NO.: 3882.13





THIS EXHIBIT IS FOR GRAPHIC PURPOSES ONLY. ANY ERRORS OR OMISSIONS ON THIS EXHIBIT SHALL NOT AFFECT THE DEED DESCRIPTION.



JEFFREY D. ROACH PLS 9158

## EXHIBIT B-1

### 15' PUBLIC STORM DRAIN EASEMENT

OWNER: ALAMEDA UNIFIED SCHOOL DISTRICT  
2060 CHALLENGER DRIVE  
ALAMEDA, CA 94501

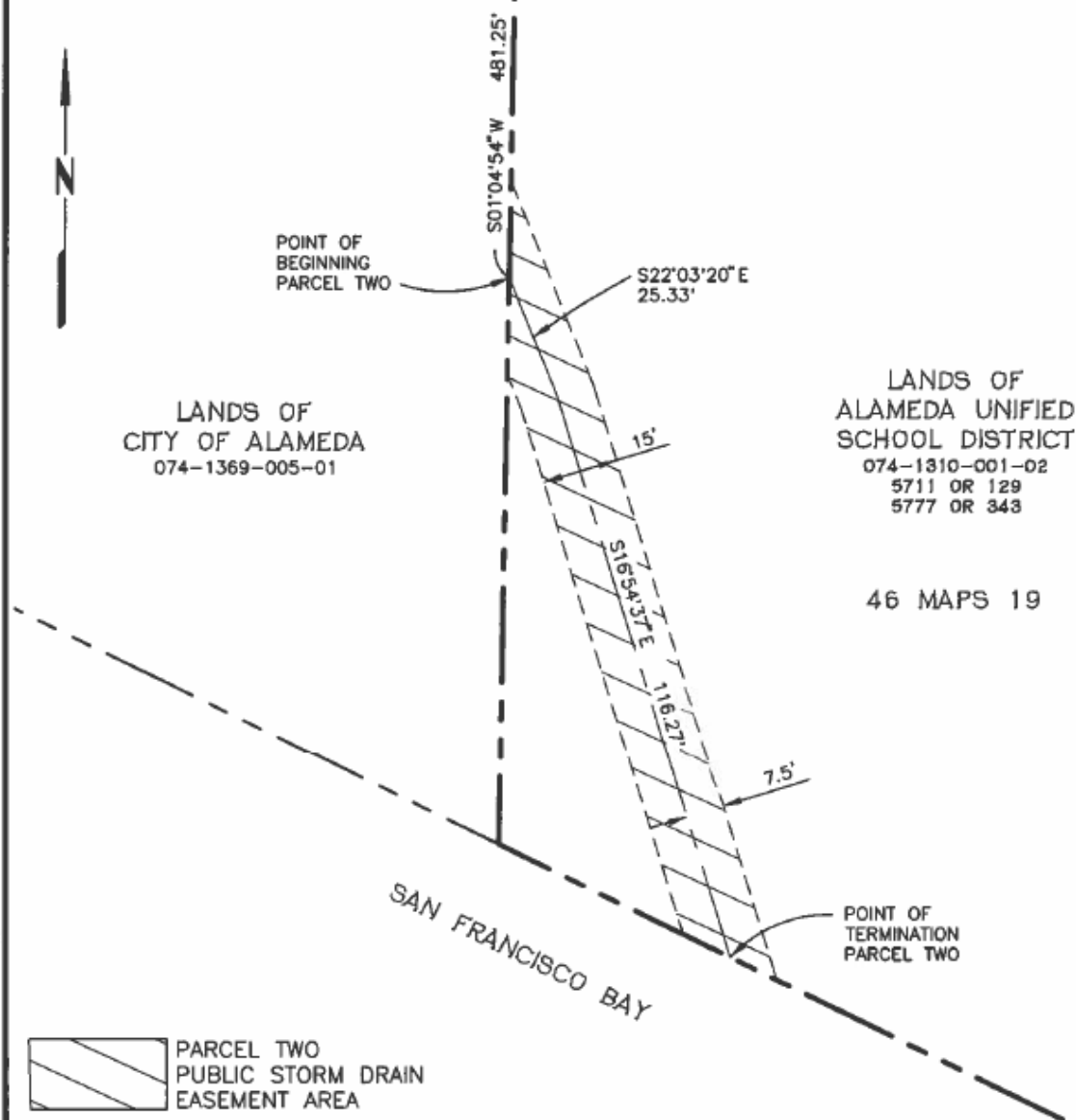
5711 OR 129 & 577 OR 343 | APN 074-1310-001-02

PREPARED BY

**Brelje & Race**  
CONSULTING ENGINEERS

3882.13

SEE SHEET B-1



THIS EXHIBIT IS FOR GRAPHIC PURPOSES ONLY. ANY ERRORS OR OMISSIONS ON THIS EXHIBIT SHALL NOT AFFECT THE DEED DESCRIPTION.

0 30 60  
SCALE IN FEET  
1" = 30 Ft.



JEFFREY D. ROACH PLS 9158

## EXHIBIT B-2

### 15' PUBLIC STORM DRAIN EASEMENT

OWNER: ALAMEDA UNIFIED SCHOOL DISTRICT  
2060 CHALLENGER DRIVE  
ALAMEDA, CA 94501

5711 OR 129 & 577 OR 343 APN 074-1310-001-02

PREPARED BY

**Brelje & Race**  
CONSULTING ENGINEERS  
5711 CHALLENGER DRIVE, ALAMEDA, CA 94501

04-22-24

3882.13

CERTIFICATE OF ACCEPTANCE  
(California Government Code Section 27281)

This is to certify that the interest in real property conveyed to the City of Alameda by that certain Easement dated \_\_\_\_\_, 2024, executed by Pasquale Scuderi, Superintendent, is hereby accepted by the undersigned on behalf of the City of Alameda pursuant to authority conferred by City Council Resolution No. 5328 adopted on May 16, 1958, and the City of Alameda consents to recordation thereof by its duly authorized officer.

Dated: \_\_\_\_\_, 2024

CITY OF ALAMEDA

Sign Name: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_



RESOLUTION NO. 5328

AUTHORIZING MAYOR OR VICE -MAYOR TO CONSENT  
TO THE ACCEPTANCE OF DEEDS AND GRANTS OF  
REAL PROPERTY OR EASEMENTS THEREON, FOR THE  
PURPOSE OF RECORDATION THEREOF

WHEREAS, the City of Alameda, in the future, will be acquiring interests in real property or easements thereon which will require the acceptance of deeds or grants and the recordation thereof; and

WHEREAS, Section 27281 of the Government Code of the State of California requires that each deed or grant to be recorded requires a separate resolution by the grantee political corporation consenting to acceptance of such deed or grant; or, in the alternative, that the political corporation may, by a general resolution, authorize an officer or agent to consent to acceptance of such deeds or grants;

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ALAMEDA that the Mayor and Presiding Officer of said Council, or the Vice - Mayor of said City, be, and are hereby, authorized, the officers or agents to consent to the acceptance of such deeds or grants of real property or easements thereon for the purpose of recordation thereof.

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I, the undersigned, hereby certify that the forgoing Resolution was duly and regularly introduced and adopted by the Council of the City of Alameda in a regular meeting of the City Council assembled on the 15th day of May, 1956, by the following vote, to wit:

AYES: Councilmen Haag, Hove, McCall, Moresi and President Kranelly,  
(5).

NOES: None.

ABSENT: None.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said City this 16th day of May, 1956.

SHIRLEY H. TENNIER  
\_\_\_\_\_  
City Clerk of the City of Alameda

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