

Recording Requested by:
Napa County
Department of Planning, Building and
Environmental Services

WHEN RECORDED MAIL TO:

Napa County
PBES
1195 Third Street, Suite 210
Napa, CA 94559-3092

Attention:
Director, PBES

APN: 009-392-044-000

SPACE ABOVE THIS LINE FOR RECORDER'S USE

RIGHT OF WAY EASEMENT DEED

SAINT HELENA PUBLIC CEMETERY ASSOCIATION, a corporation; and John M. Sales, President, Darrell Quirici, Vice President, Richard Shurtz, Chief Financial Officer, Mariam Hansen, Secretary, Robert Leighton, John Palmer, Howard Siegel, Stephen "Taplin, Michael Thomas, Daniel Williams, TRUSTEES OF THE SAINT HELENA PUBLIC CEMETERY ASSOCIATION (Grantor)

hereby GRANT(S) to

NAPA COUNTY, a political subdivision of the State of California, (Grantee),

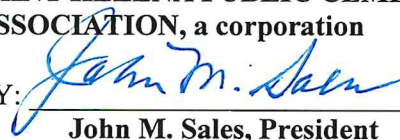
a permanent easement for the purpose of a 20-foot wide public right of way to access County-owned parcel APN 009-392-045-000 on which a dual-completion monitoring well will be constructed and access to which will be necessary in perpetuity in order to replace, inspect, maintain, monitor, repair, operate and/or properly destroy said monitoring well, including any and all appurtenances thereto, over, under, upon and across the following described real property, upon, over and across that certain real property as described in Exhibit "A" and illustrated in Exhibit "B" Figure 4, which are both attached hereto and incorporated by reference herein.

The Grantor and the Grantor's heirs, successors or assigns shall not allow anything which may interfere with the full enjoyment by the Grantee of the rights herein granted. The Grantor shall not erect or construct any building or other structure, plant any trees, landscaping, vegetation or other obstruction within said easement area, or construct any fences.

DATED: September 15, 2023

**SAINT HELENA PUBLIC CEMETERY
ASSOCIATION, a corporation**

BY:


John M. Sales, President

APN: 009-392-044-000

CERTIFICATE OF ACCEPTANCE

Pursuant to California Government Code Section 27281, this is to certify that the interest in real property conveyed by that certain RIGHT OF WAY EASEMENT DEED dated _____, 2023 from SAINT HELENA PUBLIC CEMETERY ASSOCIATION, a corporation, to NAPA COUNTY, a political subdivision of the State of California, is hereby accepted by order of the Board of Supervisors on _____, 2023 and Grantee consents to recordation thereof by its duly authorized officer.

Dated _____

NAPA COUNTY, a political subdivision of
the State of California

BELIA RAMOS, Chair

Napa County Board of Supervisors

<p>APPROVED AS TO FORM Office of County Counsel</p> <p>By: <i>Chris R.Y. Apallas</i> Deputy County Counsel</p> <p>Date: August 25, 2023 Doc. No. 99379</p>	<p>APPROVED BY THE NAPA COUNTY BOARD OF SUPERVISORS</p> <p>Date: _____ Processed By: _____ _____ Deputy Clerk of the Board</p>	<p>ATTEST: NEHA HOSKINS Clerk of the Board of Supervisors</p> <p>By: _____</p>
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ACKNOWLEDGMENT

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 Napa

On Sept 15, 2023 before me, Terry Bankson, Notary Public, personally appeared John M Sales, 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 upon behalf of which the person(s) acted, executed the instrument.

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

WITNESS my hand and official seal.

Signature

Terry Bankson

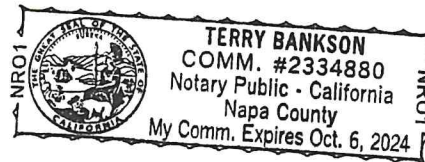


EXHIBIT "A"

Real property situated in the City of Saint Helena, County of Napa, State of California, being a portion of the lands of Saint Helena Public Cemetery Association as described in Deed recorded on:

- (1) February 15, 1973, in Volume 901 at Page 149; and
the lands of Saint Helena Public Cemetery Association as described in Deeds recorded on:
- (2) February 15, 1917, in Book 117 of Deeds at Page 310;
- (3) April 11, 1963, in Volume 672 at Page 148; and

the lands of Trustees of Saint Helena Public Cemetery Association as described in Deeds recorded on:

- (4) June 27, 1889, in Book 45 of Deeds at Page 240;
- (5) May 30, 1879, in Book 27 of Deeds at Page 106;
- (6) April 25, 1873, in Book R of Deeds at Page 164;
- (7) April 25, 1873, in Book R of Deeds at Page 167;
- (8) April 25, 1873, in Book R of Deeds at Page 166; and

the lands of W.A. Elgin and H.H. Dixon and W.A. Haskin as described in Deeds recorded on:

- (9) February 17, 1868, in Book K of Deeds at Page 343, EXCEPTING THEREFROM all that portion that lies within the land described in the document recorded September 12, 1955 as Book 488 at Page 310 of Official Records of Napa County; and
- (10) a portion of the lands of County of Napa, a political subdivision of the State of California, as described in the document recorded on January 24, 1957, in Book 534 at Page 158 in the Official Records of the County of Napa, said portions of land being described as a whole as follows:

All of the tracts listed above (1) thru (10), EXCEPTING THEREFROM, that certain parcel of land "Adjusted Napa County Parcel" described in the deed recorded concurrently herewith as Series Number 2015- 0009078, Napa County Records.

EXHIBIT "B"

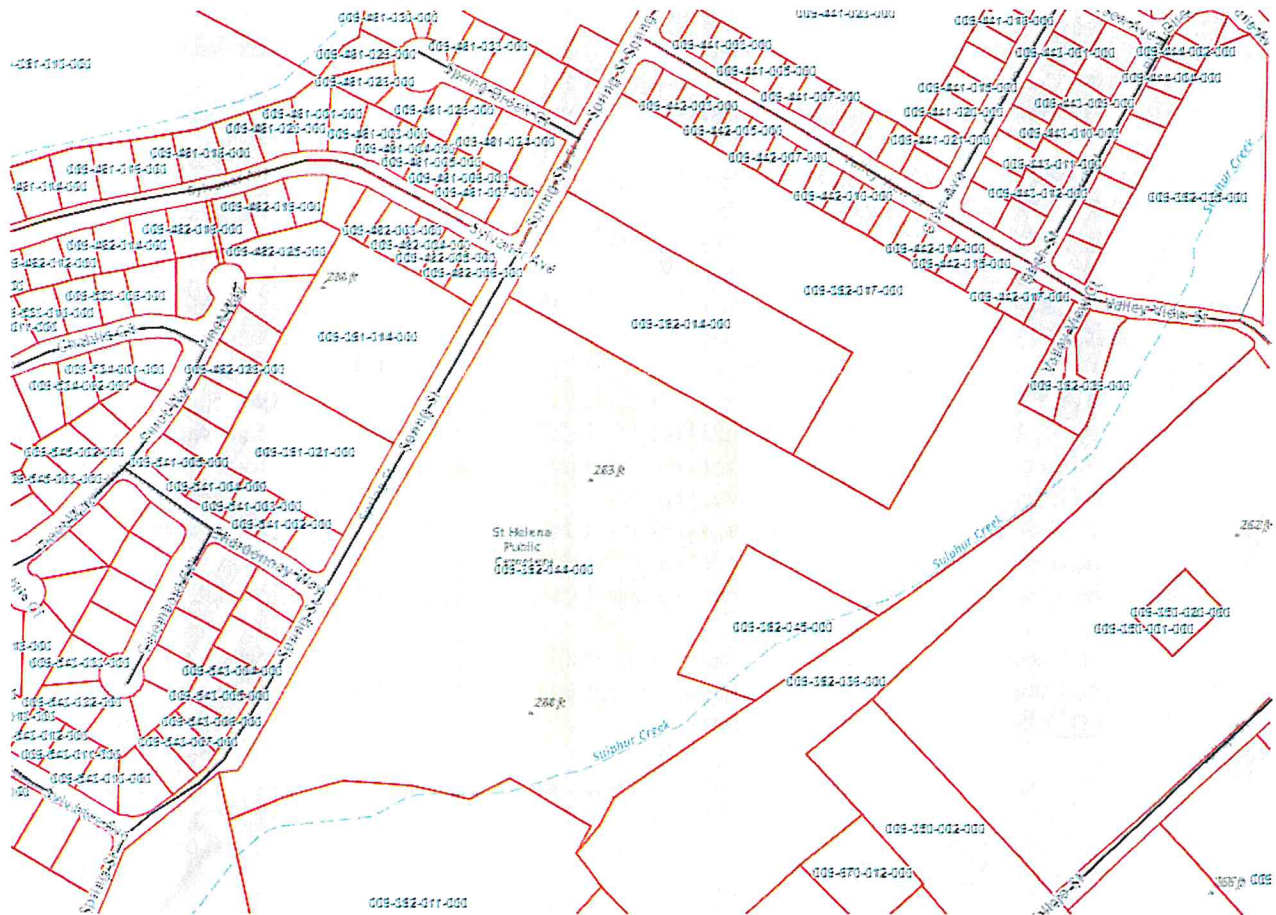


Figure 1: General location of subject parcels

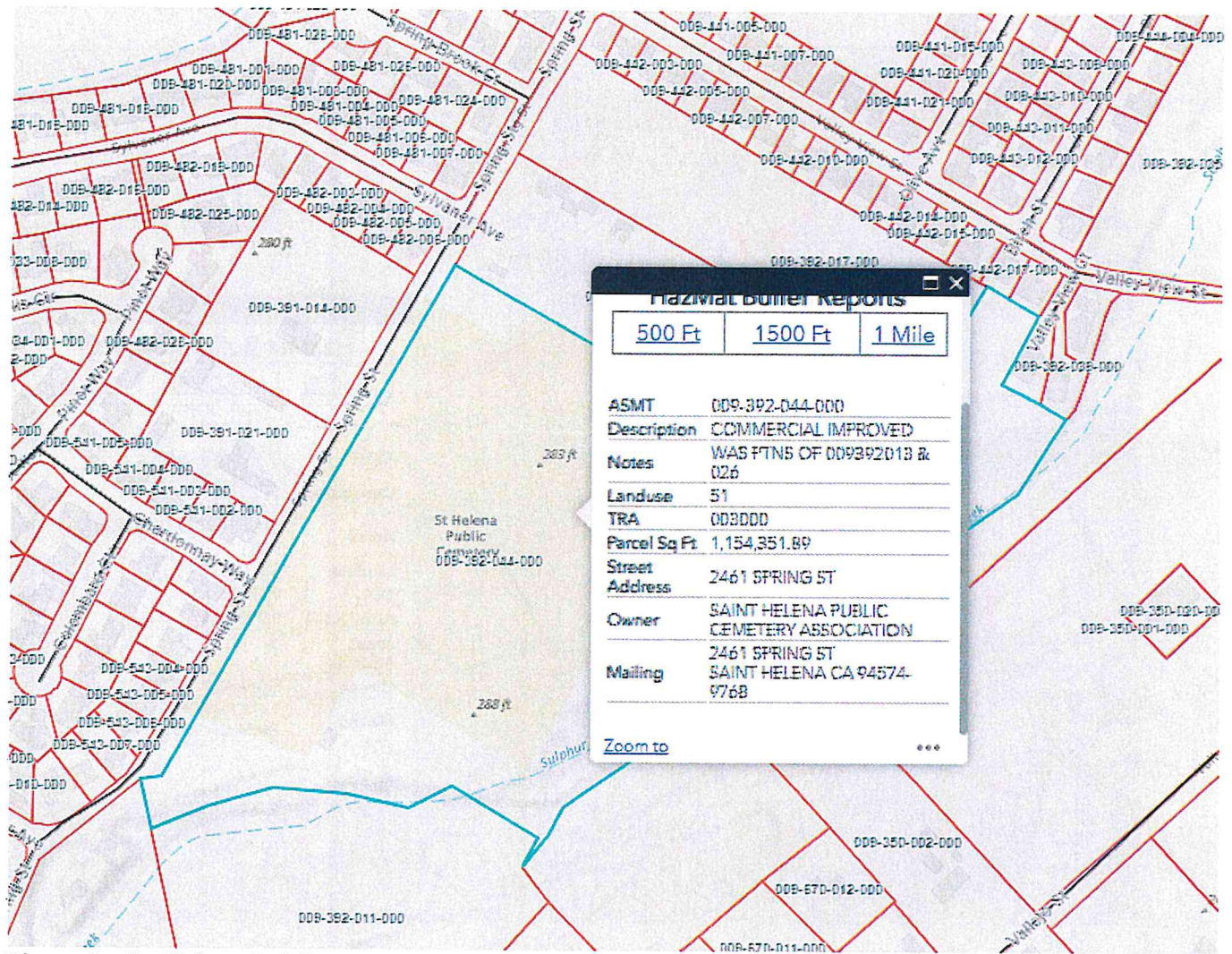


Figure 2: St. Helena Public Cemetery, APN 009-392-044-000

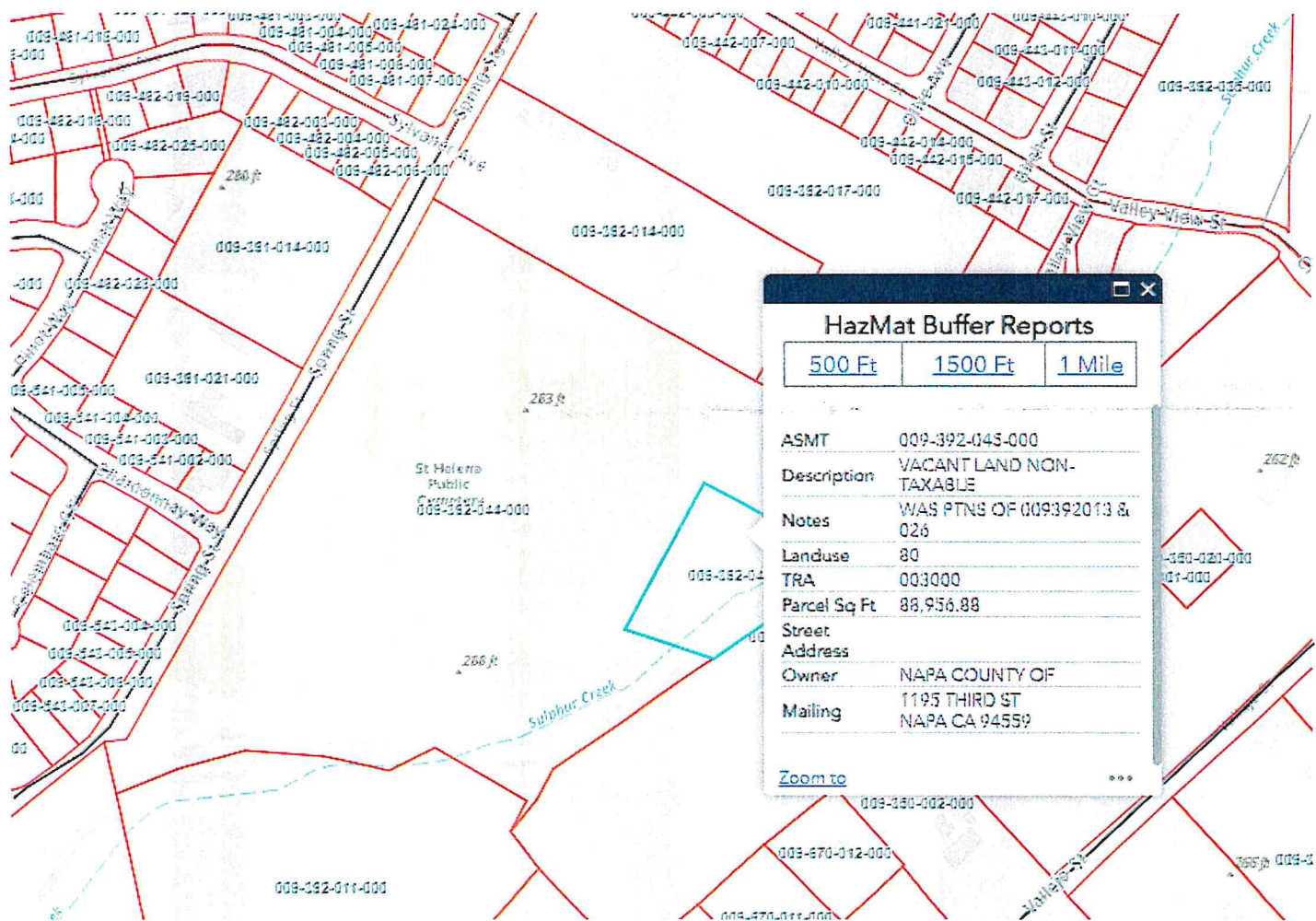


Figure 3: Napa County owned parcel APN 009-392-045-000



Figure 4: 20-foot wide Access Easement Route