

DOC # 2009-0520269

10/07/2009 08:00A Fee:NC

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Recorded in Official Records

County of Riverside

Larry W. Ward

Assessor, County Clerk & Recorder



When recorded mail to:

City Clerk's Office
City of Riverside
City Hall, 3900 Main Street
Riverside, California 92522

FREE RECORDING

This instrument is for the benefit of the City of Riverside and is entitled to be recorded without fee (Government Code §6103)

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FOR RECORDER'S OFFICE USE ONLY

Project: Overhead to Underground Conversion
APN 223-061-032-7
Address: 2834 Rumsey Drive

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517

EASEMENT

EDWARD M. WEGGELAND and JENNIFER H. WEGGELAND, Trustees of the Weggeland Family Trust dated August 4, 2004, as Grantors, FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, do hereby grant to the to the CITY OF RIVERSIDE, a municipal corporation of the State of California, as Grantee, its successors and assigns, an easement and right-of-way for the construction, reconstruction, maintenance, operation, inspection, repair, replacement, relocation, renewal and removal of ELECTRIC ENERGY DISTRIBUTION AND TELECOMMUNICATION FACILITIES, together with all necessary appurtenances, in, under, upon, over and along that certain real property described in EXHIBIT A attached hereto and incorporated herein by this reference, located in the City of Riverside, County of Riverside, State of California.

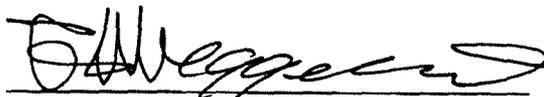
TOGETHER WITH the right to clear and keep clear said easement and right-of-way from any structures or trees, to enter upon and to pass and repass over and along said real property, and to deposit tools, implements and other material thereon by Grantee, its

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officers, agents and employees and by persons under contract with said Grantee and their officers, agents and employees, whenever and wherever necessary for the purpose of constructing, reconstructing, maintaining, operating, inspecting, repairing, replacing, relocating, renewing and removing said ELECTRIC ENERGY DISTRIBUTION AND TELECOMMUNICATION FACILITIES.

Date: 8-28-09

Weggeland Family Trust
dated August 4, 2004


EDWARD M. WEGGELAND, Trustee


JENNIFER H. WEGGELAND, Trustee



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ACKNOWLEDGEMENT

State of California
County of Riverside } ss

On Sept 2, 2009, before me Mary C. Riewe, Notary Public personally appeared EDWARD M. WEGGELAND and JENNIFER H. WEGGELAND 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.

Mary C. Riewe
Notary Signature



**CERTIFICATE OF ACCEPTANCE
(Government Code Section §27281)**

THIS IS TO CERTIFY that the interest in real property conveyed by the within instrument to the City of Riverside, California, a municipal corporation, is hereby accepted by the undersigned officer on behalf of the City Council of said City pursuant to authority conferred by Resolution No. 21027 of said City Council adopted September 06, 2005 and the grantee consents to recordation thereof by its duly authorized officer.

Dated 10/1/09

CITY OF RIVERSIDE

By: Amanda M. Valentin

APPROVED AS TO FORM
CITY ATTORNEY'S OFFICE
BY [Signature]
Deputy City Attorney

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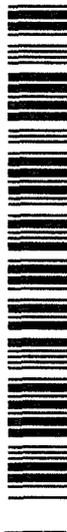
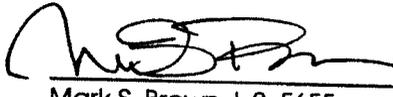
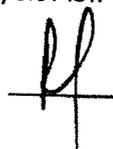


EXHIBIT A

APN: 223-061-032-7
Public Utility Easement

The southerly 24.00 feet of the easterly 30.00 feet of Tract No. 13 of the Map of Pachappa Hill Groves, in the City of Riverside, County of Riverside, State of California, as shown by Record of Survey filed in Book 4, Page 46 of Records of Surveys, in the Office of the County Recorder of said County.

This description was prepared by me or under my direction in conformance with the requirements of the Land Surveyors Act.

 11/25/08 Date Prep. 
Mark S. Brown, L.S. 5655
License Expires 9/30/09



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P.M.B. 28/81

R.S. 31/11 PAR. 2

PAR. 2

PAR. 1

POR. BLOCK 8

MAP OF PACHAPPA HILL GROVES

R.S. 4/46

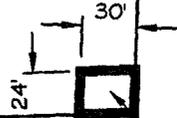
TRACT NO 13

P.M. 8906

P.M.B. 55/55

PAR. 2

26



LOCATION OF EASEMENT

MONTEREY

25

24

MANOR

23

PAR. 3

ROBIN ROAD

42

22

41

21

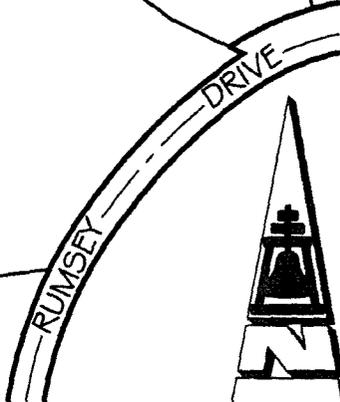
40

POR. LOT D

BERKELEY ROAD

M.B. 27/2-3

20



17

18

19

R.S. 79/47

CITY OF RIVERSIDE, CALIFORNIA

THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE ATTACHED DOCUMENT. IT IS NOT A PART OF THE WRITTEN DESCRIPTION THEREIN

SHEET 1 OF 1

SCALE: 1"=100' DRAWN BY: RICH DATE: 11/25/08 SUBJECT: 2834 RUMSEY OVERHEAD TO UNDERGROUND CONVERSION

COMMON RICH PLATS UTILITIES APN 223-061-032 PUE



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CERTIFICATE OF TRUSTEE

THE UNDERSIGNED HEREBY CERTIFY THAT:

The persons named below ("Trustees") have been duly appointed as Trustees of the trust (the "Trust") created pursuant to the following described trust agreement: The Weggeland Family Trust, dated: August 4, 2004.

This Certification of Trust is given by each of the Trustees voluntarily pursuant to Section 18100.5 of the California Probate Code and under penalty of perjury, intending that the facts set forth herein be relied upon by the City of Riverside ("City") as true and correct.

(1) The Trust is in existence as of this date and evidenced by a Trust instrument executed on August 4, 2004

(2) The names of the currently acting Trustees are: Edward M. Weggeland and Jennifer H. Weggeland

(3) The powers of the Trustees include the power to do, or perform, all of the acts and things on behalf of the Trust set forth in the (i.e. Lease Agreement) _____

(4) The Trust is revocable: YES NO . If yes, the names of the persons holding any power to revoke the Trust are: _____

(5) Execution: (fill in the applicable execution requirement):

- a) The following Trustee, acting alone, can sign or act to bind the Trust: Edward M. Weggeland
- b) The following Trustees must sign or act together to bind the Trust: _____

(6) Title to Trust assets is to be taken in the name of Edward M. Weggeland and Jennifer H. Weggeland, Trustee of the Weggeland Family Trust dated Aug. 4, 2004

(7) Trustees hereby certify that the Trust has not been revoked, modified or amended in any manner which would cause the representations contained in this Certification of Trust to be incorrect and this Certification of Trust is being signed by all of the currently acting Trustees of the Trust or a Trustee authorized to act alone. Trustees acknowledge and agree that the City may require Trustees to provide copies of excerpts from the trust instrument and amendments which designate the Trustees the power to act in these transactions, and that the City may require such further identification or legal opinion supporting the Trustees' authority and power as the City shall deem necessary and prudent. The City shall have no responsibility to know or interpret the terms of the Trust instrument and to confirm the appointment of the successor trustees.

TRUSTEES FURTHER CERTIFY THAT the persons named above are duly authorized to act on behalf of the Trust in the manner described above; that I am familiar with the purpose of the (i.e. Lease Agreement) _____, that said transaction is to be used for a legitimate trust purpose and for the benefit of the Trust and its beneficiaries; and, that the certifications set forth herein shall remain in full force and effect until written notice of their revocation shall have been delivered to and received by the City Any such notice shall not affect any of the Trust's agreements or commitments in effect at the time notice is given.

I/We declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that I/we have received a copy of this document.

Date: 8-28-09

Date: 9/2/09

Trustee: [Signature]
 (Signature)
Edward M. Weggeland
 (Print name)

Trustee: [Signature]
 (Signature)
Jennifer H. Weggeland
 (Print name)



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