

**GRANT OF EASEMENT FOR
EMERGENCY ACCESS PURPOSES**

23500 Cristo Rey Drive, Cupertino, CA 95014

The Roman Catholic Bishop of San Jose, a California corporation sole, hereinafter called GRANTOR, hereby grants to the CITY OF CUPERTINO, a California municipal corporation, hereinafter called GRANTEE, the right of emergency ingress and egress over and upon the real property which shall be or become necessary for preservation of the public safety, welfare or convenience, the real property described in Exhibit A and shown in Exhibit B, which is situated in the City of Cupertino, County of Santa Clara, State of California.

GRANTOR shall maintain the areas of land described herein free and clear of obstructions and barriers at all times. GRANTOR shall maintain the area to the construction standards delineated on the original approved plans. GRANTOR shall sign and post the area "Fire Lane".

IN WITNESS WHEREOF, executed this _____ day of _____, 201__.

The Roman Catholic Bishop of San Jose, a
California corporation sole:

Fr. Hao Dinh
Attorney in Fact

City of Cupertino:

Roger Lee
Director of Public Works

(Notary acknowledgment to be attached)

"NO FEE"

City of Cupertino

CERTIFICATE OF ACCEPTANCE is hereby given in order to comply with the provisions of Section 27281 of the Government Code.

This is to certify that the interest in real property conveyed by the deed or grant dated _____ from The Roman Catholic Bishop of San Jose, a California corporation sole, to the City of Cupertino, a municipal corporation, is hereby accepted by the undersigned on behalf of the City Council of the City of Cupertino pursuant to authority conferred by Resolution No. 11-175 of the City Council adopted on October 4, 2011, and the grantee consents to recordation thereof by its duly authorized officer.

Dated:

By: _____
Roger Lee
Public Works Director



ENGINEERS
SURVEYORS
PLANNERS

November 19, 2019
BKF Job No.: 20165092-50

EXHIBIT "A"
EASEMENT DESCRIPTION FOR:
EMERGENCY ACCESS EASEMENT

All that certain real property in the City of Cupertino, County of Santa Clara, State of California, and described as follows:

BEING a portion of Parcel One as said parcel is described in the Memorandum of Lease by and between The Roman Catholic Bishop of San Jose and Rancho San Antonio Retirement Housing Corporation, recorded March 6, 2006, as Document Number 18832013, Santa Clara County Official Records, said portion being more particularly described as follows:

EMERGENCY ACCESS EASEMENT 1:

BEGINNING at the southerly terminus of that certain course described as "(50) southerly along a curve to the left, whose radius point bears South 46°37'52" East for 15.00 feet, an arc length of 20.12 feet and through a central angle of 76°52'08", to a point of tangent line" as said course is described in Parcel 2 in the document entitled "Emergency Access Easement" recorded May 23, 1990, in Book L364 at Page 2014 (L364 O.R. 2014), Instrument Number 10533465, Santa Clara County Official Records; **THENCE** South 33°30'00" East 38.16 feet; **THENCE** along a curve to the left having a radius of 154.00 feet through a central angle of 28°37'00", an arc distance of 76.92 feet to the beginning of a reverse curve having a radius of 284.00 feet; **THENCE** along said reverse curve through a central angle of 42°04'53", an arc distance of 208.59 feet to the beginning of a reverse curve having a radius of 67.00 feet; **THENCE** along said reverse curve through a central angle of 19°08'29", an arc distance of 22.38 feet; **THENCE** South 39°10'36" East 14.07 feet; **THENCE** along a curve to the left having a radius of 56.00 feet through a central angle of 31°00'27", an arc distance of 30.31 feet to the beginning of a compound curve having a radius of 30.00 feet; **THENCE** along said compound curve through a central angle of 19°48'57", an arc distance of 10.38 feet; **THENCE** East 0.36 feet to the westerly line of Parcel 4 as said parcel is described in the document entitled "Emergency Access Easement" recorded May 23, 1990, in Book L364 at Page 2014, Instrument Number 10533465, Santa Clara County Official Records; **THENCE** along said westerly line South 24.00 feet; **THENCE** leaving said westerly line West 0.36 feet; **THENCE** along a curve to the right having a radius of 54.00 feet through a central angle of 19°48'57", an arc distance of 18.68 feet to the beginning of a compound curve having a radius of 80.00 feet; **THENCE** along said compound curve through a central angle of 31°00'27", an arc distance of 43.29 feet; **THENCE** North 39°10'36" West 14.07 feet; **THENCE** along a curve to the right having a radius of 91.00 feet through a central angle of 19°08'29", an arc distance of 30.40 feet to the beginning of a reverse curve having a radius of 260.00 feet; **THENCE** along said reverse curve through a central angle of 04°36'35", an arc distance of 20.92 feet to the beginning of a compound curve having a

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radius of 22.00 feet; THENCE along said compound curve through a central angle of 26°55'20", an arc distance of 10.34 feet to the beginning of a compound curve having a radius of 4.00 feet; THENCE along said compound curve through a central angle of 38°25'58", an arc distance of 2.68 feet; THENCE West 76.89 feet to a point hereby designated Point 'A'; THENCE North 45°00'00" West 47.64 feet; THENCE North 79.18 feet; THENCE along a curve to the left having a radius of 5.00 feet through a central angle of 59°46'10", an arc distance of 5.22 feet to the beginning of a reverse curve having a radius of 178.03 feet; THENCE along said reverse curve through a central angle of 26°16'10", an arc distance of 81.62 feet to the southeasterly terminus of that certain course described as "(68) North 33°30'00" West 46.79 feet", said course being on the southwesterly line of said Parcel 2 (L364 O.R. 2014); THENCE along said southwesterly line North 33°30'00" West 36.74 feet; THENCE leaving the last said North 56°30'00" East 24.00 feet to the **POINT OF BEGINNING**.

Containing a gross area of 17,357 square feet, more or less.

EXCEPTING THEREFROM:

COMMENCING at the aforementioned Point 'A' as said point is so designed in the preceding description; THENCE East 10.44 feet; THENCE North 23.50 feet to the **POINT OF BEGINNING**; THENCE North 45°00'00" West 32.00 feet; THENCE North 45.76 feet; THENCE along a curve to the right having a radius of 5.45 feet through a central angle of 108°13'03", an arc distance of 10.29 feet to the beginning of a compound curve having a radius of 20.00 feet; THENCE along said compound curve through a central angle of 17°16'24", an arc distance of 6.03 feet to the beginning of a compound curve having a radius of 260.00 feet; THENCE along said compound curve through a central angle of 19°11'24", an arc distance of 87.08 feet to the beginning of a compound curve having a radius of 6.00 feet; THENCE along said compound curve through a central angle of 125°19'09", an arc distance of 13.12 feet; THENCE West 46.19 feet to the **POINT OF BEGINNING**.

Containing an area of 3,323 square feet, more or less.

The net area of Emergency Access Easement 1 less the exception being 14,034 square feet, more or less.

EMERGENCY ACCESS EASEMENT 2:

BEGINNING at the northwesterly terminus of that certain course described as "(38) northwesterly along a curve to the left, whose radius point bears South 56°19'30" West for 642.50 feet, an arc length of 309.31 feet and through a central angle of 27°35'00"" on the southwesterly line of Parcel 1 as said course and parcel are described in the document

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entitled "Emergency Access Easement" recorded May 23, 1990, in Book L364 at Page 2014 (L364 O.R. 2014), Instrument Number 10533465, Santa Clara County Official Records; THENCE southeasterly along said course having a radius of 642.50 feet through a central angle of 00°02'29", an arc distance of 0.46 feet to the **POINT OF BEGINNING** and a point on a curve, concave southwesterly, having a radius of 23.00 feet, from which the center bears South 28°42'30" West; THENCE leaving said course southeasterly along said curve through a central angle of 64°29'54", an arc distance of 25.89 feet to the beginning of a reverse curve having a radius of 50.00 feet; THENCE along said reverse curve through a central angle of 71°03'38", an arc distance of 62.01 feet to the beginning of a reverse curve having a radius of 70.00 feet; THENCE along said reverse curve through a central angle of 21°01'32", an arc distance of 25.69 feet to the beginning of a compound curve having a radius of 892.00 feet; THENCE along said compound curve through a central angle of 12°16'35", an arc distance of 191.12 feet; THENCE South 34°33'07" East 77.35 feet; THENCE along a curve to the left having a radius of 520.00 feet through a central angle of 03°26'53", an arc distance of 31.29 feet; THENCE South 38°00'00" East 87.10 feet; THENCE along a curve to the left having a radius of 160.00 feet through a central angle of 18°16'19", an arc distance of 51.02 feet to the beginning of a reverse curve having a radius of 446.00 feet; THENCE along said reverse curve through a central angle of 17°36'27", an arc distance of 137.06 feet to the beginning of a reverse curve having a radius of 116.00 feet; THENCE along said reverse curve through a central angle of 29°37'36", an arc distance of 59.98 feet to the beginning of a reverse curve having a radius of 150.00 feet; THENCE along said reverse curve through a central angle of 12°33'49", an arc distance of 32.89 feet to the beginning of a reverse curve having a radius of 164.00 feet; THENCE along said reverse curve through a central angle of 08°20'28", an arc distance of 23.88 feet; THENCE South 64°04'07" East 25.74 feet; THENCE along a curve to the right having a radius of 28.00 feet through a central angle of 64°04'07", an arc distance of 31.31 feet; THENCE South 17.68 feet; THENCE along a curve to the left having a radius of 52.00 feet through a central angle of 17°59'46", an arc distance of 16.33 feet; THENCE South 17°59'46" East 24.65 feet; THENCE along a curve to the left having a radius of 66.00 feet through a central angle of 76°43'21", an arc distance of 88.38 feet; THENCE North 85°16'53" East 32.70 feet; THENCE along a curve to the right having a radius of 25.00 feet through a central angle of 12°46'11", an arc distance of 5.57 feet to a point on a curve, concave westerly, having a radius of 370.00 feet, from which the center bears South 73°51'14" West; THENCE northerly along said curve through a central angle of 04°11'42", an arc distance of 27.09 feet to a point on a curve, concave northerly, having a radius of 21.00 feet, from which the center bears North 28°01'52" West; THENCE westerly along said curve through a central angle of 23°18'45", an arc distance of 8.54 feet; THENCE South 85°16'53" West 23.58 feet; THENCE along a curve to the right having a radius of 42.00 feet through a central angle of 76°43'21", an arc distance of 56.24 feet; THENCE North 17°59'46" West 24.65 feet; THENCE along a curve to the right having a radius of 28.00 feet through a central angle of 17°59'46", an arc distance of 8.79 feet; THENCE North 17.68 feet;

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THENCE along a curve to the left having a radius of 52.00 feet through a central angle of $64^{\circ}04'07''$, an arc distance of 58.15 feet; THENCE North $64^{\circ}04'07''$ West 25.74 feet; THENCE along a curve to the right having a radius of 140.00 feet through a central angle of $08^{\circ}20'28''$, an arc distance of 20.38 feet to the beginning of a reverse curve having a radius of 174.00 feet; THENCE along said reverse curve through a central angle of $12^{\circ}33'49''$, an arc distance of 38.15 feet to the beginning of a reverse curve having a radius of 92.00 feet; THENCE along said reverse curve through a central angle of $29^{\circ}37'36''$, an arc distance of 47.57 feet to the beginning of a reverse curve having a radius of 470.00 feet; THENCE along said reverse curve through a central angle of $17^{\circ}36'27''$, an arc distance of 144.44 feet to the beginning of a reverse curve having a radius of 136.00 feet; THENCE along said reverse curve through a central angle of $17^{\circ}15'43''$, an arc distance of 40.97 feet to the beginning of a compound curve having a radius of 7.50 feet; THENCE along said compound curve through a central angle of $133^{\circ}16'15''$, an arc distance of 17.45 feet to the beginning of a compound curve having a radius of 22.00 feet; THENCE along said compound curve through a central angle of $45^{\circ}32'55''$, an arc distance of 17.49 feet to a point on a curve, concave northeasterly, having a radius of 472.50 feet, from which the center bears North $49^{\circ}48'34''$ East and the aforementioned southwesterly line of Parcel 1 (L364 O.R. 2014); THENCE along said southwesterly line the following two (2) courses: 1) northwesterly along said curve through a central angle of $03^{\circ}25'41''$, an arc distance of 28.27 feet; 2) North $36^{\circ}45'45''$ West 42.28 feet to a point on a curve, concave westerly, having a radius of 30.00 feet, from which the center bears South $53^{\circ}14'15''$ West; THENCE leaving the last said line southerly along said curve through a central angle of $46^{\circ}17'06''$, an arc distance of 24.23 feet to the beginning of a compound curve having a radius of 4.00 feet; THENCE along said compound curve through a central angle of $76^{\circ}14'38''$, an arc distance of 5.32 feet to the beginning of a compound curve having a radius of 22.00 feet; THENCE along said compound curve through a central angle of $56^{\circ}14'01''$, an arc distance of 21.59 feet; THENCE North $38^{\circ}00'00''$ West 32.28 feet; THENCE along a curve to the right having a radius of 500.00 feet through a central angle of $03^{\circ}26'53''$, an arc distance of 30.09 feet; THENCE North $34^{\circ}33'07''$ West 77.35 feet; THENCE along a curve to the left having a radius of 912.00 feet through a central angle of $12^{\circ}16'35''$, an arc distance of 195.41 feet to the beginning of a compound curve having a radius of 90.00 feet; THENCE along said compound curve through a central angle of $21^{\circ}01'32''$, an arc distance of 33.03 feet to the beginning of a reverse curve having a radius of 30.00 feet; THENCE along said reverse curve through a central angle of $66^{\circ}58'15''$, an arc distance of 35.07 feet to the beginning of a reverse curve having a radius of 42.00 feet; THENCE along said reverse curve through a central angle of $08^{\circ}45'09''$, an arc distance of 6.42 feet to a point on a curve, concave southwesterly, having a radius of 642.50 feet, from which the center bears South $32^{\circ}00'54''$ West and the aforementioned southwesterly line of Parcel 1 (L364 O.R. 2014); THENCE northwesterly along said southwesterly line and said curve through a central angle of $03^{\circ}13'55''$, an arc distance of 36.24 feet to the **POINT OF BEGINNING**.

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Emergency Access Easement

Containing an area of 23,284 square feet, more or less.

A plat showing the above described easements is attached hereto and made a part hereof as Exhibit "B".

This description was prepared from record information for BKF Engineers.

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

Dated: 11.19.2019



THE FORUM AT
RANCHO SAN ANTONIO
K282 O.R. 1390

MEMORANDUM OF LEASE
PARCEL ONE
18832013 O.R.

LINE TABLE:

L1 S 33°30'00" E 38.16'
L2 S 39°10'36" E 14.07'
L3 EAST 0.36'
L4 SOUTH 24.00'
L5 WEST 0.36'
L6 N 56°30'00" E 24.00'

CURVE TABLE:

C1 $\Delta = 76^\circ 52' 08''$
(50) R = 15.00'
L = 20.12'
C2 $\Delta = 19^\circ 48' 57''$
R = 30.00'
L = 10.38'
C3 $\Delta = 26^\circ 55' 20''$
R = 22.00'
L = 10.34'
C4 $\Delta = 38^\circ 25' 58''$
R = 4.00'
L = 2.68'
C5 $\Delta = 59^\circ 46' 10''$
R = 5.00'
L = 5.22'

$\Delta = 26^\circ 16' 10''$
R = 178.03'
L = 81.62'

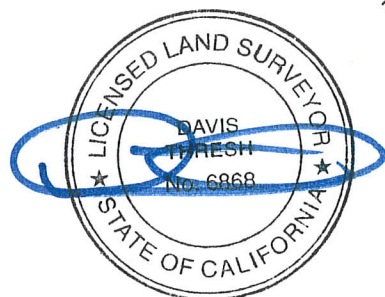
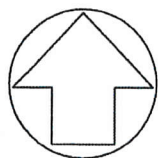
$\Delta = 28^\circ 37' 00''$
R = 154.00'
L = 76.92'

VIA ESPLENDOR
PRIVATE STREET

$\Delta = 42^\circ 04' 53''$
R = 284.00'
L = 208.59'

EAE 1
17,357 SF± GROSS
14,034 SF± NET

SEE
SHEET 2
EXCEPTION
TO EAE 1
3,323 SF±



LEGEND:

EAE EMERGENCY ACCESS EASEMENT
O.R. OFFICIAL RECORDS
POB POINT OF BEGINNING
SF SQUARE FEET

GRAPHIC SCALE



CITY OF CUPERTINO
SANTA CLARA COUNTY

EXHIBIT "B"

CRISTO REY DR
PRIVATE STREET

PARCEL 4 - EAE
L364 O.R. 2014



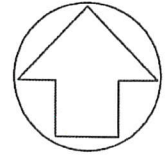
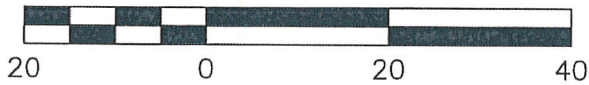
1646 NORTH CALIFORNIA BLVD.
SUITE 400
WALNUT CREEK, CA 94596
925-940-2200
925-940-2299 (FAX)

Subject PLAT TO ACCOMPANY
EASEMENT DESCRIPTION

Job No. 20165092-50

By MLH Date 11/21/19 Chkd. RGM
SHEET 1 OF 6

GRAPHIC SCALE



CURVE TABLE:

C6 $\Delta = 108^{\circ}13'03''$
R = 5.45'
L = 10.29'

C7 $\Delta = 17^{\circ}16'24''$
R = 20.00'
L = 6.03'

$\Delta = 42^{\circ}04'53''$
R = 284.00'
L = 208.59'

$\Delta = 19^{\circ}11'24''$
R = 260.00'
L = 87.08'

EXCEPTION
TO EAE 1
3,323 SF \pm

$\Delta = 125^{\circ}19'09''$
R = 6.00'
L = 13.12'

$\Delta = 04^{\circ}36'35''$
R = 260.00'
L = 20.92'

LEGEND:

EAE EMERGENCY ACCESS EASEMENT
O.R. OFFICIAL RECORDS
POB POINT OF BEGINNING
SF SQUARE FEET

CITY OF CUPERTINO
SANTA CLARA COUNTY

EXHIBIT "B"



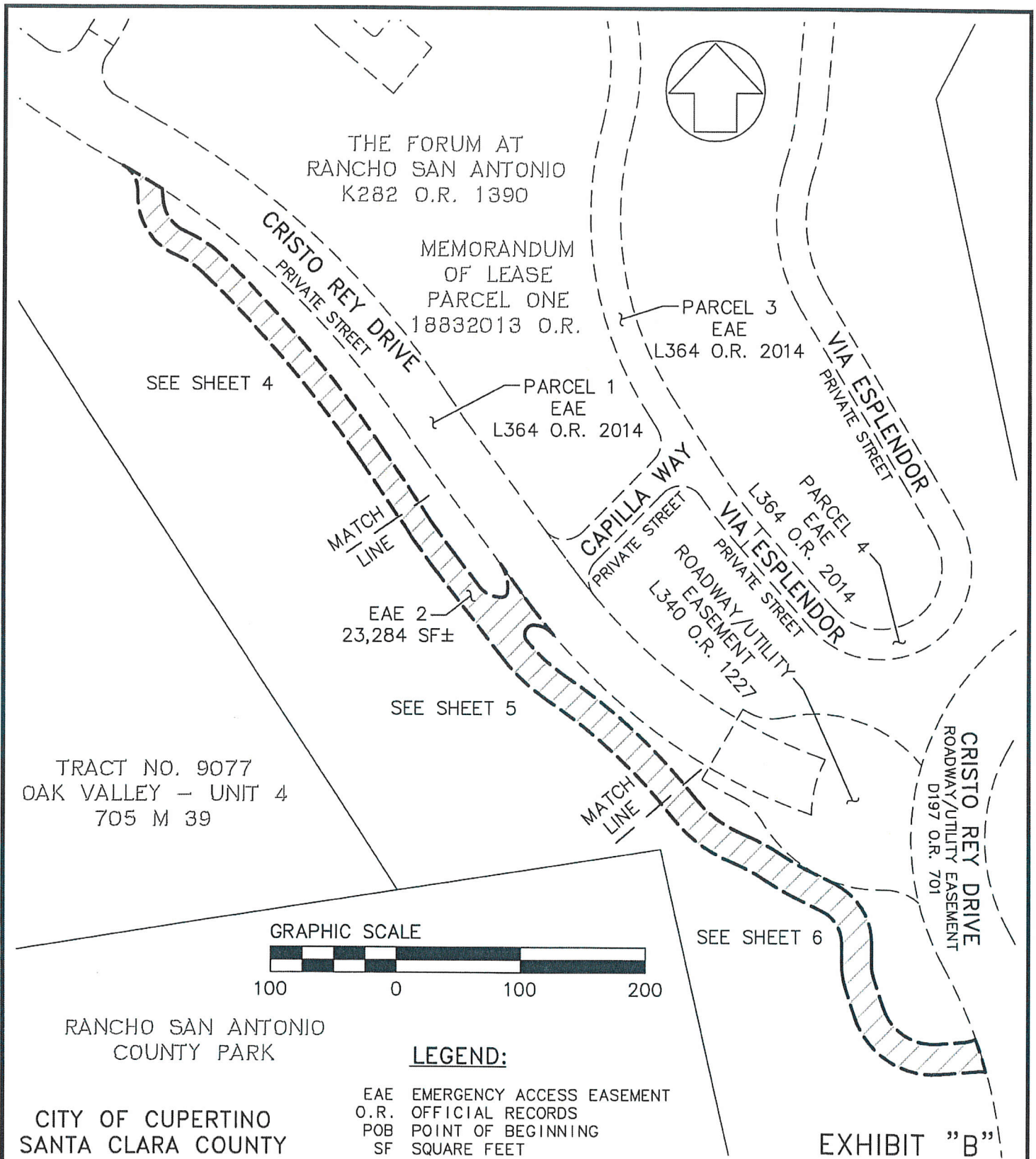
1646 NORTH CALIFORNIA BLVD.
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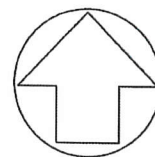
Subject PLAT TO ACCOMPANY
EASEMENT DESCRIPTION

Job No. 20165092-50

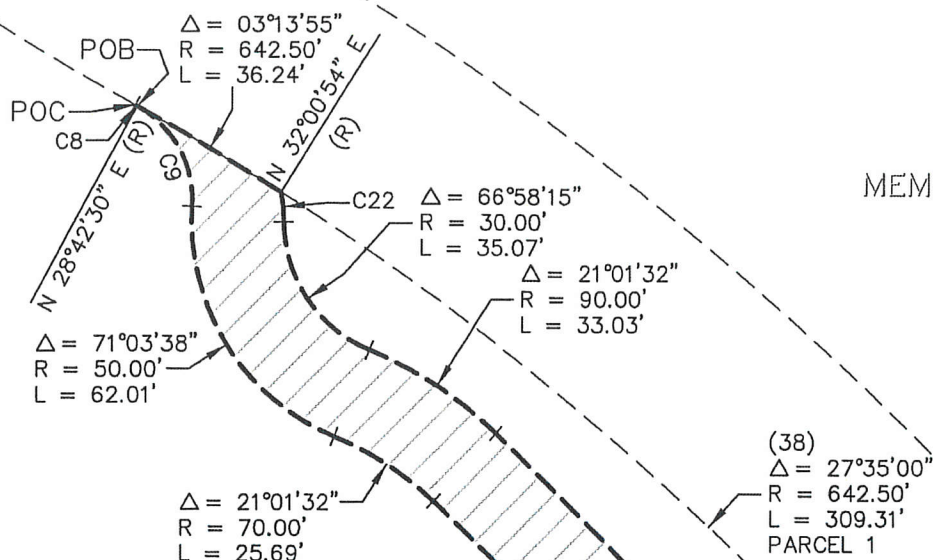
By MLH Date 11/21/19 Chkd. RGM

SHEET 2 OF 6





MEMORANDUM OF LEASE
PARCEL ONE
18832013 O.R.



CURVE TABLE:

C8	$\Delta = 00^\circ 02' 29''$ $R = 642.50'$ $L = 0.46'$
C9	$\Delta = 64^\circ 29' 54''$ $R = 23.00'$ $L = 25.89'$
C22	$\Delta = 08^\circ 45' 09''$ $R = 42.00'$ $L = 6.42'$

$\Delta = 12^\circ 16' 35''$
 $R = 892.00'$
 $L = 191.12'$

EAE 2
23,284 SF±

PARCEL 1
EAE
L364 O.R. 2014

CRISTO REY
PRIVATE STREET

GRAPHIC SCALE



LEGEND:

EAE EMERGENCY ACCESS EASEMENT
O.R. OFFICIAL RECORDS
POB POINT OF BEGINNING
POC POINT OF COMMENCEMENT
SF SQUARE FEET

TRACT NO. 9077
OAK VALLEY - UNIT 4
705 M 39

CITY OF CUPERTINO
SANTA CLARA COUNTY

EXHIBIT "B"



1646 NORTH CALIFORNIA BLVD.
SUITE 400
WALNUT CREEK, CA 94596
925-940-2200
925-940-2299 (FAX)

Subject PLAT TO ACCOMPANY
EASEMENT DESCRIPTION

Job No. 20165092-50

By MLH Date 11/21/19 Chkd. RGM
SHEET 4 OF 6

LEGEND:

EAE EMERGENCY ACCESS EASEMENT
O.R. OFFICIAL RECORDS
POB POINT OF BEGINNING
SF SQUARE FEET

PARCEL 3
EAE
L364 O.R. 2014

MEMORANDUM OF LEASE
PARCEL ONE
18832013 O.R.

CAPILLA WAY
PRIVATE STREET

PARCEL 1
EAE
L364 O.R. 2014

CRISTO REY
PRIVATE STREET

EAE 2
23,284 SF±

CURVE TABLE:

C10	$\Delta = 29^{\circ}37'36''$ R = 116.00' L = 59.98'
C15	$\Delta = 29^{\circ}37'36''$ R = 92.00' L = 47.57'
C16	$\Delta = 17^{\circ}15'43''$ R = 136.00' L = 40.97'
C17	$\Delta = 133^{\circ}16'15''$ R = 7.50' L = 17.45'
C18	$\Delta = 45^{\circ}32'55''$ R = 22.00' L = 17.49'
C19	$\Delta = 46^{\circ}17'06''$ R = 30.00' L = 24.23'
C20	$\Delta = 76^{\circ}14'38''$ R = 4.00' L = 5.32'
C21	$\Delta = 56^{\circ}14'01''$ R = 22.00' L = 21.59'

GRAPHIC SCALE



CITY OF CUPERTINO
SANTA CLARA COUNTY

EXHIBIT "B"



1646 NORTH CALIFORNIA BLVD.
SUITE 400
WALNUT CREEK, CA 94596
925-940-2200
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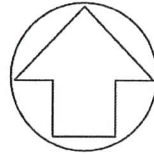
Subject PLAT TO ACCOMPANY
EASEMENT DESCRIPTION

Job No. 20165092-50

By MLH Date 11/21/19 Chkd. RGM
SHEET 5 OF 6

PARCEL 1 — EAE
L364 O.R. 2014

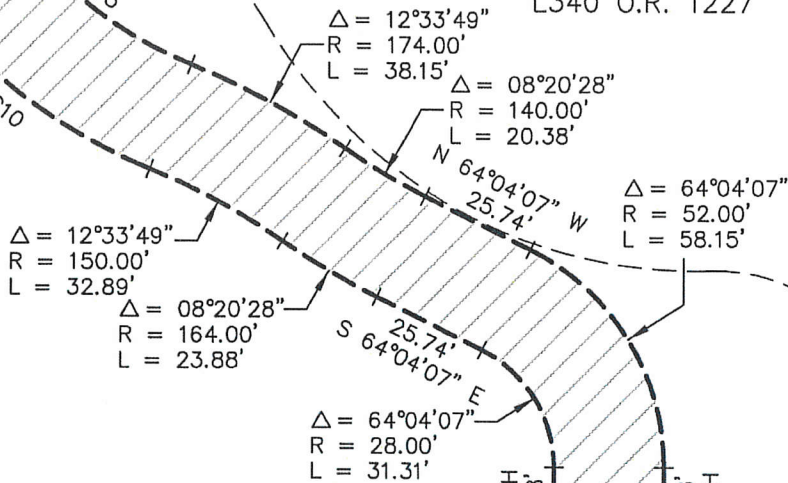
CRISTO REY
DRIVE
PRIVATE STREET



ROADWAY/UTILITY
EASEMENT
L340 O.R. 1227

CURVE TABLE:

C10	$\Delta = 29^{\circ}37'36''$ R = 116.00' L = 59.98'
C11	$\Delta = 12^{\circ}46'11''$ R = 25.00' L = 5.57'
C12	$\Delta = 04^{\circ}11'42''$ R = 370.00' L = 27.09'
C13	$\Delta = 23^{\circ}18'45''$ R = 21.00' L = 8.54'
C14	$\Delta = 17^{\circ}59'46''$ R = 28.00' L = 8.79'
C15	$\Delta = 29^{\circ}37'36''$ R = 92.00' L = 47.57'



MEMORANDUM OF LEASE
PARCEL ONE
18832013 O.R.

LEGEND:

EAE EMERGENCY ACCESS EASEMENT
O.R. OFFICIAL RECORDS
POB POINT OF BEGINNING
SF SQUARE FEET

EAE 2
23,284 SF±

GRAPHIC SCALE



CITY OF CUPERTINO
SANTA CLARA COUNTY

LINE TABLE:

L7 S $85^{\circ}16'53''$ W
23.58'

EXHIBIT "B"



1646 NORTH CALIFORNIA BLVD.
SUITE 400
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925-940-2299 (FAX)

Subject PLAT TO ACCOMPANY
EASEMENT DESCRIPTION
Job No. 20165092-50
By MLH Date 11/21/19 Chkd. RGM
SHEET 6 OF 6