

RECORDING REQUESTED BY

SAN BERNARDINO COUNTY

AND WHEN RECORDED MAIL DOCUMENT TO:

NAME DEPARTMENT OF PUBLIC WORKS
COUNTY SURVEYOR'S OFFICE



STREET ADDRESS 825 EAST THIRD STREET, ROOM 204

CITY, STATE & ZIP CODE SAN BERNARDINO, CA 92415-0850

RECORDER:

EXEMPT RECORDING FEES PER GOVT. CODE 6103

SPACE ABOVE FOR RECORDER'S USE ONLY

GRANT OF EASEMENT

(Please fill in document title(s) on this line)

**THIS COVER SHEET ADDED TO PROVIDE ADEQUATE SPACE FOR RECORDING INFORMATION
(\$3.00 Additional Recording Fee Applies)**



ACCEPTANCE CERTIFICATE

This is to certify that the interest in real property conveyed by the instrument within, to the San Bernardino County, a body corporate of the State of California, is hereby accepted by the Board of Supervisors pursuant to authority conferred by Board Agenda Item No.

_____ on _____, 2025, by its Board of Supervisors and the grantee consents to recordation thereof by it duly authorized office/agent.

SAN BERNARDINO COUNTY

Dawn Rowe, Chair, Board of Supervisors

Dated: _____

SIGNED AND CERTIFIED THAT A COPY OF THIS
DOCUMENT HAS BEEN DELIVERED TO THE
CHAIRMAN OF THE BOARD

Lynna Monell
Clerk of the Board of Supervisors
of the San Bernardino County

By _____
Deputy

Memorandum of Easement

THIS MEMORANDUM OF EASEMENT is hereby executed this 23rd day of September, 2025, by and between BNSF RAILWAY COMPANY, a Delaware corporation ("**Grantor**"), whose address for purposes of this instrument is 2500 Lou Menk Drive, Fort Worth, Texas 76131, and COUNTY OF SAN BERNARDINO, a body corporate and politic of the State of California ("**Grantee**"), whose address for purposes of this instrument is 825 E. Third St., Rm. 204, San Bernardino, California 92415, which terms "Grantor" and "Grantee" shall include, wherever the context permits or requires, singular or plural, and the heirs, legal representatives, successors and assigns of the respective parties:

WITNESSETH:

WHEREAS, Grantor owns or controls certain real property situated in San Bernardino County, California as described on Exhibit "A" attached hereto and incorporated herein by reference (the "**Premises**");

WHEREAS, Grantor and Grantee desire to memorialize the terms and conditions of the Easement Agreement of record.

For valuable consideration the receipt and sufficiency of which are hereby acknowledged, Grantor does grant unto Grantee and Grantee does hereby accept from Grantor the Easement over and across the Premises.

The term of the Easement, unless sooner terminated under provisions of the Easement Agreement, shall be perpetual. Provisions regulating the use and purposes to which the Easement shall be limited, are set forth in detail in the Easement Agreement and Grantor and Grantee agree to abide by the terms of the Easement Agreement.

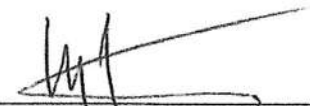
All the terms, conditions, provisions and covenants of the Easement Agreement are incorporated herein by this reference for all purposes as though written out at length herein, and both the Easement Agreement and this Memorandum of Easement shall be deemed to constitute a single instrument or document. This Memorandum of Easement is not intended to amend, modify, supplement, or supersede any of the provisions of the Easement Agreement and, to the extent there may be any conflict or inconsistency between the Easement Agreement or this Memorandum of Easement, the Easement Agreement shall control.

[Signature page follows]

IN WITNESS WHEREOF, Grantor and Grantee have executed this Memorandum of Easement to as of the date and year first above written.

GRANTOR:

BNSF RAILWAY COMPANY,
a Delaware corporation

By: 
Name: Cary Hutchings
Title: Director Real Estate

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.

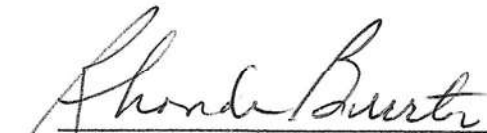
STATE OF TEXAS)
) ss.
COUNTY OF TARRANT)

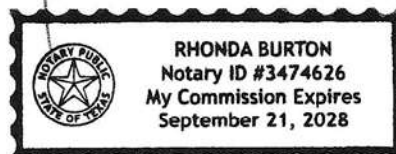
On September 23, 2025 before me, Rhonda Burton, a notary public, personally appeared Cary Hutchings, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

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

WITNESS my hand and official seal.

(AFFIX NOTARIAL SEAL)


NOTARY PUBLIC



GRANTEE:

COUNTY OF SAN BERNARDINO,
a body corporate and politic of the State of California

By: _____
Name: _____
Title: _____

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)
) ss.
COUNTY OF SAN BERNARDINO)

On _____ before me, _____, a notary public, personally appeared _____ and _____, 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.

(AFFIX NOTARIAL SEAL)

NOTARY PUBLIC

My appointment expires: _____

Exhibit "A"

(Premises)

EXHIBIT "A" Legal Description
Easement for Public Street Legal Description,
containing 20,351 square feet or 0.467 acres more or less, consisting of one (1) page

Depicted on EXHIBIT "B", consisting of two (2) pages

AND

EXHIBIT "A" Legal Description
Easement for Public Street Legal Description,
containing 6,248 square feet or 0.143 acres more or less, consisting of one (1) page

Depicted on EXHIBIT "B", consisting of two (2) pages

EXHIBIT "A"
EASEMENT FOR PUBLIC STREET
LEGAL DESCRIPTION

SHEET 1 OF 1

THAT PORTION OF LOT 10 OF THE SUBDIVISION OF THE BANDINI DONATION, IN THE CITY OF COLTON, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA AS PER MAP RECORDED IN BOOK 3, PAGE 24 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEASTERLY CORNER OF SAID LOT 10;

THENCE SOUTHWESTERLY ALONG THE SOUTHERLY LINE OF SAID LOT 10, SOUTH 89°28'44" WEST 435.21 FEET;

THENCE NORTHWESTERLY, CONTINUING ALONG SAID SOUTHERLY LINE, NORTH 84°44'18" WEST 417.97 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE SOUTHEASTERLY AND HAVING A RADIUS OF 1445.00 FEET, THE RADIAL AT THE BEGINNING OF SAID NON-TANGENT CURVE BEARS NORTH 6°13'18" WEST;

THENCE SOUTHEASTERLY ALONG SAID NON-TANGENT CURVE, THROUGH A CENTRAL ANGLE OF 8°54'14", AN ARC LENGTH OF 224.55 FEET;

THENCE SOUTH 87°19'05" EAST 626.83 FEET TO A POINT ON THE EASTERLY LINE OF SAID LOT 10;

THENCE SOUTHEASTERLY ALONG SAID EASTERLY LINE, SOUTH 4°56'42" EAST 12.01 FEET TO THE POINT OF BEGINNING.

CONTAINING: 20,351 SQUARE FEET OR 0.467 ACRES MORE OR LESS.

EXHIBIT "B" ATTACHED HERETO AND BY THIS REFERENCE IS MADE A PART HEREOF.

SURVEYOR:

PREPARED UNDER THE DIRECTION OF:

Thienes Engineering, Inc.
CIVIL ENGINEERING • LAND SURVEYING
14349 FIRESTONE BOULEVARD
LA MIRADA, CALIFORNIA 90638
PH.(714)521-4811 FAX(714)521-4173

BRIAN L. THIENES
P.L.S. NO. 5750
REG. EXP. DEC. 31, 2023

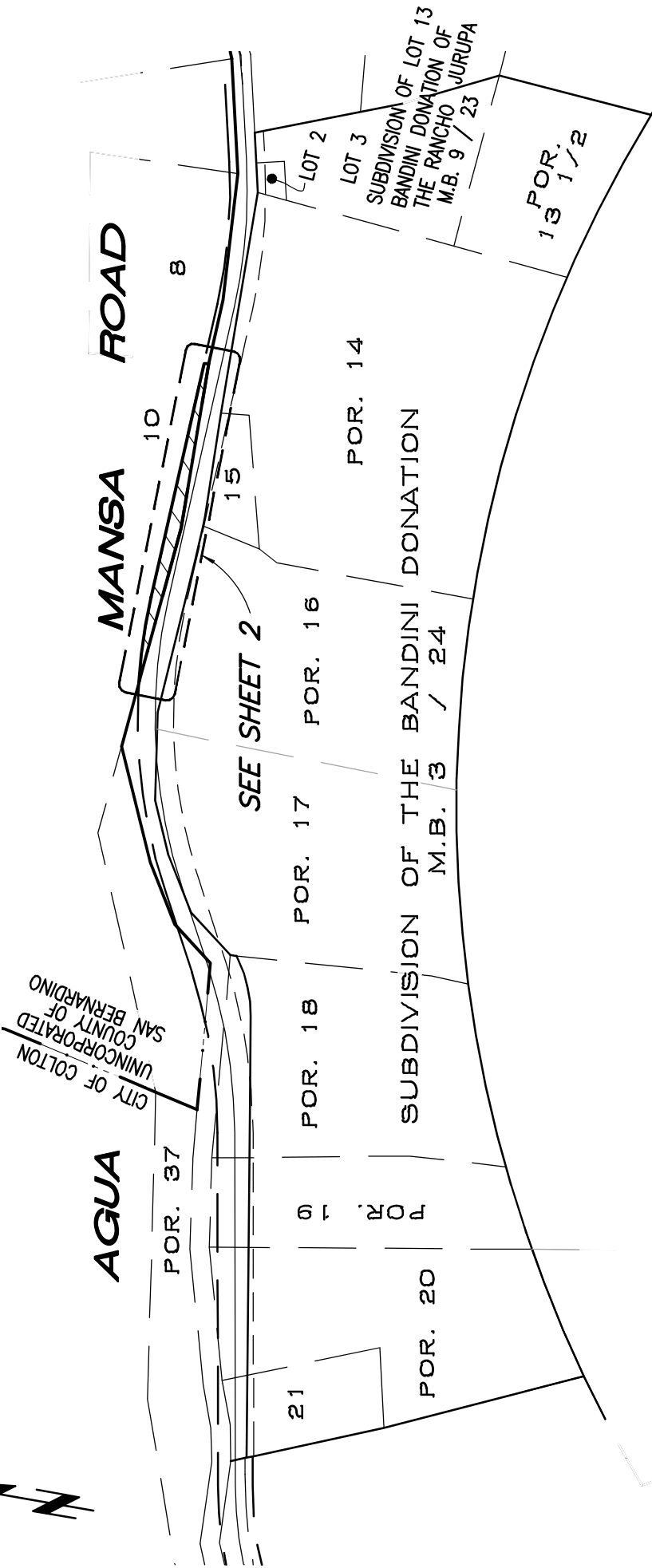


SCALE: 1" = 400'

EXHIBIT "B"

EASEMENT FOR PUBLIC STREET

SHEET 1 OF 2



LEGEND:



INDICATES EASEMENT FOR
PUBLIC STREET PURPOSES
CONTAINS: 20,351 SQ. FT.
0.467 AC. ±

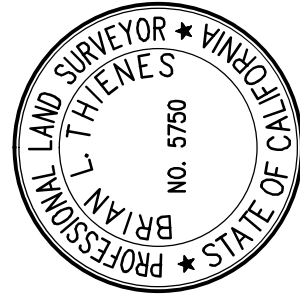
Last Update: 4/20/22
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CIVIL ENGINEERING • LAND SURVEYING
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PH.(714)521-4811 FAX(714)521-4173

SURVEYOR:

PREPARED UNDER THE DIRECTION OF:

[Signature]
BRIAN L. THIENES
P.L.S. NO. 5750
REG. EXP. DEC. 31, 2023



SCALE: 1" = 100'

EXHIBIT "B"

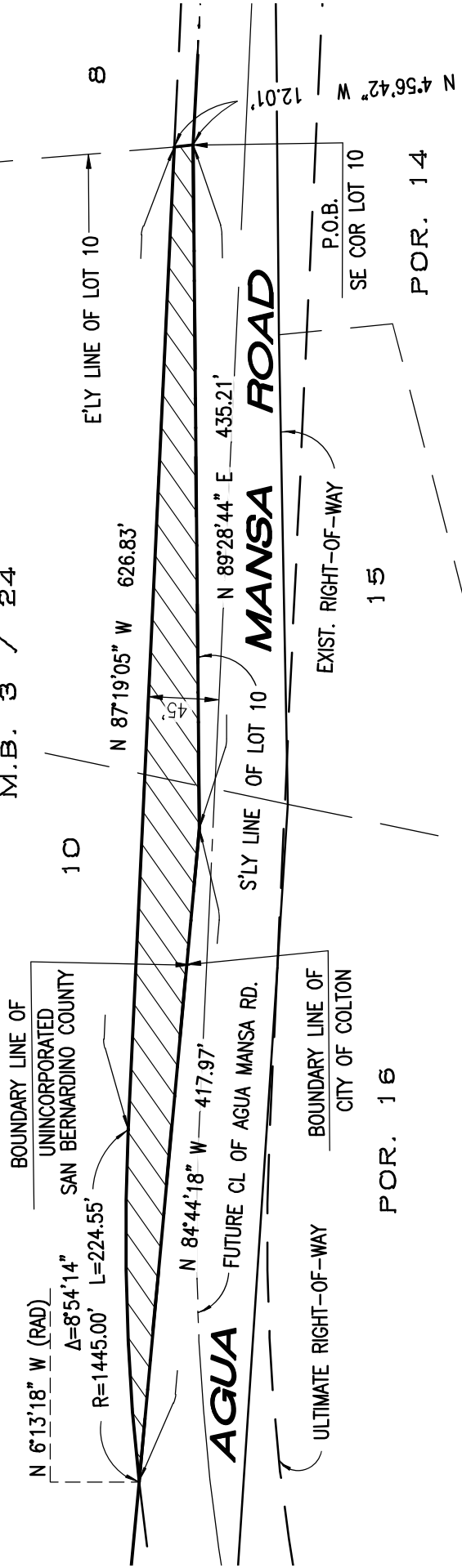
EASEMENT FOR PUBLIC STREET

SHEET 2 OF 2



SUBDIVISION OF THE BANDINI DONATION

M.B. 3 / 24



LEGEND:



INDICATES EASEMENT FOR
PUBLIC STREET PURPOSES
CONTAINS: 20,351 SQ. FT.
0.467 AC. ±

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