

EXHIBIT A

PIPELINE EASEMENTS

Official Record Book 8045 page 1020

Parcel 1-4.1 Devil Canyon Basin

Parcel 1-4.2a North Badger Basin

Parcel 1-4.2b East Badger Basin

Parcel 1-4.3 Sycamore Basin

Parcel 1-4.4 Waterman Basin

RECORDED AT REQUEST OF
AND MAIL TO
San Bernardino Valley Municipal
Water District
P.O. Box 5906
San Bernardino, Calif. 92412

710

NO FEE
A

BOOK 8045 PAGE 1020
RECORDED IN OFFICIAL RECORDS
SAN BERNARDINO COUNTY CAL.
TED R. CARPENTER, RECORDER

1972 OCT 20 PM 3 10

GRANT OF EASEMENT

The San Bernardino County Flood Control District, a body corporate and politic of the State of California, does hereby grant to San Bernardino Valley Municipal Water District, a municipal water district organized and existing under the Municipal Water District Law of 1911, as amended, California Water Code Sections 71000 et seq., an easement as described hereinafter for the construction, operation, maintenance, and replacement of a pipeline or pipelines and appurtenances thereto in, over, under, and across that certain real property in the County of San Bernardino, described as follows:

PARCEL 1-4.1

All those portions of the West one-half of Sections 5 and 8, Township 1 North, Range 4 West, San Bernardino Meridian, in the City of San Bernardino, County of San Bernardino, State of California as the lines of the Government Survey may be extended across the Muscupiabe Rancho, as per map recorded in Book 7, Page 23 of Maps in the office of the County Recorder of said County included within a strip of land, 50.00 feet in right angle width, lying 25.00 feet on each side of the following described centerline:

Commencing at Corner No. 26 of said Rancho Muscupiabe, said corner also being an angle point in the East boundary of that certain property acquired by the City of San Bernardino by deed from the Muscupiabe Land and Water Company, recorded June 30, 1921, in Book 724, Page 8 of Deeds, records of the Recorder;
thence South 0° 45' 43" East (recorded South 0° 25' East) along the East boundary of said City of San Bernardino parcel, 1273.87 feet;
thence South 53° 54' 27" East, 473.51 feet to a point in the East line of the land described in the deed to Jack T. Felton et ux recorded July 3, 1969 in Book 7262, Page 550 of Official Records and the TRUE POINT OF BEGINNING;
thence continuing South 53° 54' 27" East, 34.65 feet to the beginning of a tangent curve, concave Northeasterly, having a radius of 1000.00 feet;
thence Southeasterly, 112.59 feet along the arc of said curve through a central angle of 6° 27' 04";
thence South 60° 21' 31" East, 1569.59 feet to the beginning of a tangent curve concave Northerly, having a radius of 500.00 feet;
thence Easterly 179.44 feet along the arc of said curve through a central angle of 20° 33' 43";
thence South 80° 55' 14" East, 784.42 feet to the beginning of a tangent curve, concave Southerly, having a radius of 1000.00 feet;

thence Easterly 11.25 feet along the arc of said curve, through a central angle of $0^{\circ} 38' 48''$ to a point on the East line of said West one-half of Section 5 which is South $0^{\circ} 26' 14''$ East, 202.59 feet from the intersection of said last mentioned East line with the boundary of said Muscupiabe Rancho.

The sidelines of said 50.00 foot wide strip of land shall be prolonged or shortened so as to originate on said Easterly line of said Felton parcel and terminate on the East line of the West one-half of said Sections 5 and 8.

PARCEL 1-4.2 Portion -A

That portion of Section 9, Township 1 North, Range 4 West, San Bernardino Meridian, in the County of San Bernardino, State of California, as the lines of the Government Survey may be extended across the Muscupiabe Rancho, as per map recorded in Book 7, Page 23 of Maps in the office of the County Recorder of said County, being more particularly described as a strip of land being 50.00 feet in right angle width lying 25.00 feet on each side of the following described centerline:

Commencing at Corner No. 28 of said Muscupiabe Rancho;
 thence North $89^{\circ} 26' 19''$ West (recorded North $89^{\circ} 03' 19''$ West) 516.90 feet along the boundary line of said Muscupiabe Rancho;
 thence South $22^{\circ} 14' 41''$ West (recorded South $22^{\circ} 38' 19''$ West) 626.13 feet;
 thence South $40^{\circ} 44' 41''$ West (recorded South $41^{\circ} 08' 19''$ West) 241.56 feet;
 thence South $11^{\circ} 21' 19''$ East (recorded South $10^{\circ} 58' 19''$ East) 127.05 feet;
 thence South $40^{\circ} 45' 41''$ West (recorded South $41^{\circ} 09' 19''$ West) 283.26 feet;
 thence South $15^{\circ} 55' 41''$ West (recorded South $16^{\circ} 19' 19''$ West) 438.47 feet to the TRUE POINT OF BEGINNING;
 thence South $62^{\circ} 58' 58''$ East, 211.17 feet to the beginning of a tangent curve concave Southwesterly, having a radius of 500.00 feet;
 thence Southeasterly, 168.14 feet along the arc of said curve through a central angle of $19^{\circ} 16' 01''$;
 thence South $43^{\circ} 42' 57''$ East, 316.10 feet, to a point on the Northerly line of the land described as Parcel 4 in the deed to the San Bernardino County Flood Control District recorded April 23, 1949, in Book 1415, Page 37 of Official Records.

The sidelines of said strip of land shall be prolonged or shortened so as to originate on the Southeasterly line of the land described in the deed to Samuel Max Plaut et al recorded November 15, 1968 in Book 7130, Page 506 of Official Records.

The Southwesterly sideline of said strip of land shall be prolonged so as to terminate on said last mentioned Northerly line of Parcel No. 4.

The Northeasterly sideline of said strip of land shall be shortened so as to terminate on the Southeasterly line of the land described in the deed to the San Bernardino County Flood Control District recorded September 25, 1966 in Book 4046, Page 396 of Official Records.

PARCEL 1-4.2 Portion B

That portion of Section 9, Township 1 North, Range 4 West, San Bernardino Meridian, in the County of San Bernardino, State of California, as the lines of the Government Survey may be extended across the Muscupiabe Rancho, as per map recorded in Book 7, Page 23 of Maps in the Office of the County Recorder of said County, being more particularly described as a strip of land being 50.00 feet in right angle width lying 25.00 feet on each side of the following described centerline:

Commencing at Corner No. 28 of said Muscupiabe Rancho;
 thence North 89° 26' 19" West (recorded North 89° 03' West) 516.90 feet
 along the boundary line of said Muscupiabe Rancho:
 thence South 22° 14' 41" West (recorded South 22° 38' West) 626.13 feet;
 thence South 40° 44' 41" West (recorded South 41° 08' West) 241.56 feet;
 thence South 11° 21' 19" East (recorded South 10° 58' East) 127.05 feet;
 thence South 40° 45' 41" West (recorded South 41° 09' West) 283.26 feet;
 thence South 15° 55' 41" West (recorded South 16° 19' West) 438.47 feet;
 thence South 62° 58' 58" East, 211.17 feet to the beginning of a tangent
 curve concave Southwesterly, having a radius of 500.00 feet;
 thence Southeasterly, 168.14 feet along the arc of said curve through a central angle of 19° 16' 01";
 Thence South 43° 42' 57" East, 1856.74 feet to a point on that certain course in the boundary of Parcel 4, in the deed to the San Bernardino County Flood Control District recorded April 23, 1940 in Book 1415, Page 37 of Official Records, described as having a bearing of North 24° 30' East and a length of 581.59 feet, said point being the TRUE POINT OF BEGINNING;
 thence South 43° 42' 57" East, 419.22 feet to the beginning of a tangent curve concave Southwesterly, having a radius of 1000.00 feet;
 thence Southeasterly, 137.14 feet along the arc of said curve through a central angle of 7° 51' 29";
 thence South 35° 51' 28" East, 77.31 feet to a point on the Easterly line of said land described as Parcel 4 which is South 4° 10' 20" East, 1303.19 feet from the intersection of said last mentioned Easterly line with the Northerly line of said Muscupiabe Rancho.

The sidelines of said strip of land shall be prolonged or shortened so as to originate in said course herein above described as having a bearing of North 24° 30' East and a length of 581.59 feet and to terminate in said last mentioned Easterly line.

PARCEL 1-4.3

All that portion of the South one-half of Section 9, Township 1 North, Range 4 West, San Bernardino Meridian, in the County of San Bernardino, State of California, as the lines of the Government Survey may be extended across the Muscupiabe Rancho, as per map recorded in Book 7, Page 23 of Maps in the office of the County Recorder of said County lying within a strip of land 50.00 feet in right angle width lying 25 feet on each side of the following described centerline:

Beginning at a point on the Easterly line of Parcel 4, as described in the deed to the San Bernardino County Flood Control District recorded April 23, 1940 in Book 1415, Page 37 of Official Records which is South $4^{\circ} 10' 20''$ East, 1303.19 feet from the intersection of said last mentioned Easterly line with the Northerly line of said Muscupiabe Rancho;

thence South $35^{\circ} 51' 28''$ East, 198.90 feet to a point on the Southerly line of the land described in the deed to the San Bernardino County Flood Control District recorded May 14, 1957 in Book 4229, Page 497 of Official Records.

The sidelines of said strip of land shall be prolonged or shortened so as to originate on said Easterly line and terminate on said Southerly line.

PARCEL 1-4.4

All that portion of Section 14, Township 1 North, Range 4 West, San Bernardino Meridian, in the County of San Bernardino, State of California, as the lines of the Government Survey may be extended across the Muscupiabe Rancho, as per map recorded in Book 7, Page 23 of Maps in the Office of the County Recorder of said County lying within a strip of land 50.00 feet in right angle width lying 25.00 feet on each side of the above described centerline:

Commencing at the intersection of the centerline of Waterman Avenue and a line which is parallel with and 10.52 feet Northerly of the Easterly prolongation of the centerline of 49th Street as per Map of Tract No. 1834 recorded in Book 26, Page 52 of Maps;

thence North $89^{\circ} 29' 20''$ East, 52.50 feet parallel with said Easterly prolongation to the East line of Waterman Avenue and the TRUE POINT OF BEGINNING;
thence North $89^{\circ} 29' 20''$ East, 116.52 feet;
thence South $30^{\circ} 30' 44''$ East, 183.45 feet to the end of said strip.

The sidelines of said strip of land shall be prolonged or shortened so as to originate in said East line of Waterman Avenue and terminate at a point which is at right angles from the end of said centerline.

Said easement is granted as a permanent easement and not as a grant in fee and shall authorize the said San Bernardino Valley Municipal Water District to construct, reconstruct, remove, replace, repair, maintain, operate, and use one or more pipelines together with braces, connections, fastenings, communications and power cable and other appliances and fixtures in connection therewith or appurtenant thereto for the transmission and distribution of water, and shall carry with it the right to inspect, make vehicular patrols, alter, remove, replace, reconstruct, and repair the said pipelines and appurtenances, the right to mark the location of said easement by suitable markers set and maintained in the ground at locations which shall not interfere with such reasonable use as the grantor shall make of the land within the limits of said easement, and the right of ingress to and egress from the said easement across the lands of the grantor over routes to be designated in writing by Grantor.

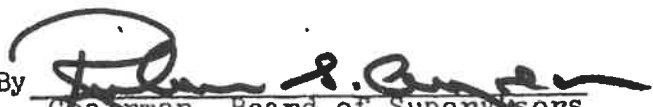
Grantee shall operate and maintain its facilities in such manner and at such time as will not unreasonably interfere with the uses of the Grantor.

Said easements shall be subject to all the terms and conditions of that certain agreement by and between the San Bernardino County Flood Control District and the San Bernardino Valley Municipal Water District executed

DATED: SEP 25 1972

SAN BERNARDINO COUNTY
FLOOD CONTROL DISTRICT

By


Chairman, Board of Supervisors,
San Bernardino County
Flood Control District

ATTEST: Leona Rapoport
Secretary, Board of Supervisors,
San Bernardino County
Flood Control District

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO) SS.

On this 25th day of September,
1972, before me, the undersigned, a Notary Public in and
for said County and State, personally appeared

Ruben S. Ayala

known to me to be the Chairman of the Board of Supervisors
of the San Bernardino County Flood Control District, and

Leona Rapoport

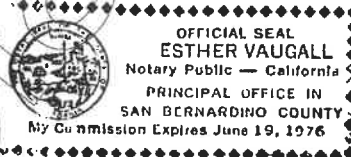
known to me to be the Secretary of the Board of Supervisors
of said District, and known to me to be the persons who ex-
ecuted the within instrument on behalf of said District and
acknowledged to me that they executed the within instrument
on behalf of said District pursuant to its by-laws or a reso-
lution of its Board of Supervisors.

WITNESS my hand and official seal.

(Seal) Esther Vaugall
Notary Public in and for said County and State.

My Commission Expires

06 - 7897 - 561



Subject: Grant of Easement re Zone 2, North San BERNARDINO Facilities,
Executed to San Bernardino Valley Municipal Water District for
the construction, operation, maintenance, and replacement of a
pipelines & appurtenances. Bd. action of September 25, 1972.

Flood Control Engineer presents to the Board for their approval various documents relating to Zone 2, North San Bernardino facilities and the San Bernardino Valley Municipal Water District. He explains that the water district has contracted with the State Department of Resources to receive and spread Northern California water and in this connection an agreement has been drafted permitting the use of certain Flood Control District facilities in the North San Bernardino area for the spreading of the water. He states that easements are requested for the installation and maintenance of a pipeline to conduct the waters to the spreading areas. Mr. Sidler states that the proposal as well as the terms of the agreements and easements have been reviewed by his office and County Counsel and are considered satisfactory.

Whereupon, on motion by Supervisor Smith, duly seconded by Supervisor Beckord, and carried, the Board of Supervisors hereby approves that certain agreement by and between the San Bernardino Valley Municipal Water District and the Flood Control District dated September 25, 1972 and further authorizes its Chairman to sign said agreement indicating this Board's approval of the terms and conditions therein contained.

By the same motion, the Board of Supervisors hereby approves the Common Use Agreement dated September 25, 1972 with the San Bernardino Valley Municipal Water District with respect to the North San Bernardino Flood Control facilities, Zone 2 and further authorizes its Chairman to sign said document indicating this Board's approval of the terms and conditions therein contained.

The Board takes the following action to execute grants of easements with respect to the pipeline and the turnouts in connection with the subject project: On motion by Supervisor Smith, duly seconded by Supervisor Beckord, and carried, the following resolution is adopted:

WHEREAS, the subject matter of this resolution having been fully considered and it appearing that the following action is proper and is taken in the best public interest;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Supervisors of the County of San Bernardino Flood Control District that it authorizes execution and granting of two grants of easements drawn in favor of San Bernardino Valley Municipal Water District, involving the property which is fully described in said grants of easements dated September 25, 1972; and

BE IT FURTHER RESOLVED by said Board of Supervisors that it authorizes execution of said instruments for and on behalf of the County of San Bernardino Flood Control District by the Chairman of this Board of Supervisors.

PASSED AND ADOPTED by the Board of Supervisors of the San Bernardino County Flood Control District, State of California, by the following vote:

AYES: SUPERVISORS: Betterley, Beckord, Smith, Ayala

NOES: SUPERVISORS: None

ABSENT: SUPERVISORS: Mikesell

* * * * *

STATE OF CALIFORNIA

COUNTY OF SAN BERNARDINO

ss.

I, Leona Rapoport

, Secretary of the Board of Supervisors of the San Bernardino County Flood Control District, San Bernardino, California, hereby certify the foregoing to be a full, true and correct copy of the action taken by said district Board of Supervisors, by unanimous vote of the members present, as the same appears in the Official

Minutes of said Board at its meeting of SEPTEMBER 25, 1972

Dated: 9/27/72

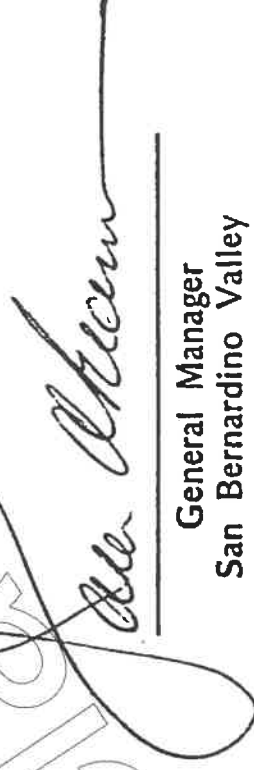
cc: Flood Control
File

Leona Rapoport
Secretary of the Board of Supervisors of San Bernardino
County Flood Control District, San Bernardino County,
California.

CERTIFICATE OF ACCEPTANCE

This is to certify that the interest in real property conveyed by the attached document to the San Bernardino Valley Municipal Water District is hereby accepted by the undersigned officer on behalf of said District and pursuant to the authority conferred by Resolution No. 254 of the Board of Directors of said District, adopted September 2, 1964, and the grantee consents to the recordation thereof by its duly authorized officer.

DATED: October 20, 1972



General Manager
San Bernardino Valley
Municipal Water District

EXHIBIT B

TURNOUT EASEMENTS

Official Record Book 8206 page 594

RECORDED AT REQUEST OF
AND MAIL TO

San Bernardino Valley Municipal
Water District
P.O. Box 5906
San Bernardino, Calif 92412

GRANT OF EASEMENT

739

BOOK 8045 PAGE 1013
RECORDED IN OFFICIAL RECORDS
SAN BERNARDINO COUNTY CAL.
TED R. CARPENTER, RECORDER

NO FEE
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1972 OCT 20 PM 3 10

The San Bernardino County Flood Control District, a body corporate and politic of the State of California, does hereby grant to San Bernardino Valley Municipal Water District, a municipal water district organized and existing under the Municipal Water District Law of 1911, as amended, California Water Code Sections 71000 et seq., an easement as described hereinafter for the construction, operation, maintenance, and replacement of a pipeline or pipelines and appurtenances thereto and for construction and use of power recovery and dissipation facilities and appurtenances thereto in, on, over, under and across that certain real property in the County of San Bernardino, described as follows:

435

RECORDED IN OFFICIAL RECORDS
SAN BERNARDINO COUNTY CAL.
TED R. CARPENTER, RECORDER

1973 JUN 18 AM 10 26

BADGER BASIN TURNOUT PARCEL:

NO FEE
B

That portion of Section 9, Township 1 North, Range 4 West, San Bernardino Meridian, in the County of San Bernardino, State of California, as the lines of the Government Survey may be extended across the Muscupiabe Rancho, as per map recorded in Book 7, Page 23 of Maps in the office of the County Recorder of said County, described as follows:

Commencing at Corner No. 28 of said Muscupiabe Rancho;
thence North 89° 26' 19" West (recorded North 89° 03' West) 516.90 feet
along the boundary line of said Muscupiabe Rancho;
thence South 22° 14' 41" West (recorded South 22° 38' West) 626.13 feet;
thence South 40° 44' 41" West (recorded South 41° 09' West) 241.56 feet;
thence South 11° 21' 19" East (recorded South 10° 58' East) 127.05 feet;
thence South 40° 45' 41" West (recorded South 41° 09' West) 283.26 feet;
thence South 15° 55' 41" West (recorded South 16° 19' West) 438.47 feet;
thence South 62° 58' 58" East, 115.71 feet to the TRUE POINT OF BEGINNING;
thence North 27° 01' 02" East, 25.00 feet;
thence South 62° 58' 58" East, 95.46 feet to the beginning of a tangent
curve concave Southwesterly, having a radius of 525.00 feet;
thence Southeasterly, 14.54 feet along the arc of said curve through a
central angle of 1° 35' 13";
thence South 27° 01' 02" West, 204.80 feet;
thence North 62° 58' 58" West, 110.00 feet;
thence North 27° 01' 02" East, 180.00 feet to the TRUE POINT OF BEGINNING.

note made 6/14/73:
This document is being re-recorded
for the purpose of inserting a date
that was originally omitted on page 5
of this document.
JES JW
739

BOOK 8045 PAGE 594

DEVIL CANYON TURNOUT PARCEL:

All that portion of the West one-half of Section 5, Township 1 North, Range 4 West, San Bernardino Meridian, in the City of San Bernardino, County of San Bernardino, State of California, lying within the lines of Muscupiabe Rancho as per map recorded in Book 7, Page 23 of Maps defined by extending the United States Government Survey lines across said Rancho, described as follows:

Commencing at Corner No. 26 of said Rancho Muscupiabe, said corner also being an angle point in the East boundary of that certain property acquired by the City of San Bernardino by deed from the Muscupiabe Land and Water Company, recorded June 30, 1921, in Book 724, Page 8 of Deeds, records of the Recorder;

thence South $0^{\circ} 45' 43''$ East (recorded South $0^{\circ} 25'$ East) along the East boundary of said City of San Bernardino parcel, 1273.87 feet;

thence South $53^{\circ} 54' 27''$ East, 481.09 feet to the TRUE POINT OF BEGINNING;

thence North $10^{\circ} 14' 41''$ West, 36.21 feet;

thence South $53^{\circ} 54' 27''$ East, 53.27 feet to the beginning of a tangent curve, concave Northeasterly having a radius of 975.00 feet;

thence Southeasterly 40.03 feet along the arc of said curve, through a central angle of $2^{\circ} 21' 08''$;

thence South $10^{\circ} 14' 41''$ East, 150.57 feet;

thence South $79^{\circ} 45' 19''$ West, 65.00 feet;

thence North $10^{\circ} 14' 41''$ West, 181.28 feet to the TRUE POINT OF BEGINNING.

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WATERMAN AVENUE TURNOUT PARCEL:

All that portion of Section 14, Township 1 North, Range 4 West, San Bernardino Meridian, in the County of San Bernardino, State of California, as the lines of the Government Survey may be extended across the Muscupiabe Rancho, as per map recorded in Book 7, Page 23 of Maps in the Office of the County Recorder of said County described as follows:

Commencing at the intersection of the centerline of Waterman Avenue and a line which is parallel with, and 10.52 feet Northerly of the Easterly prolongation of the centerline of 49th Street as per map of Tract No. 1834 recorded in Book 26, Page 52 of Maps;

thence North 89° 29' 20" East, 78.47 feet, parallel with said prolongation to the TRUE POINT OF BEGINNING;

thence North 11° 15' 08" West, 25.45 feet;

thence North 89° 29' 20" East, 109.73 feet;

thence South 30° 30' 44" East, 197.88 feet;

thence South 59° 29' 16" West, 25.00 feet;

thence South 30° 30' 44" East, 0.50 feet;

thence South 14° 29' 16" West, 189.00 feet;

thence North 75° 30' 44" West, 75.00 feet;

thence North 11° 15' 08" West, 328.20 feet to the TRUE POINT OF BEGINNING.

Said easement is granted as a permanent easement and not as a grant in fee and shall authorize the said San Bernardino Valley Municipal Water District to construct, reconstruct, remove, replace, repair, maintain, operate, and use one or more pipelines together with braces, connections, fastenings, communications and power cable and other appliances and fixtures in connection therewith or appurtenant thereto for the transmission and distribution of water, and to construct, reconstruct, remove, replace, repair, maintain, operate, and use power recovery and dissipation facilities and other appliances and fixtures in connection therewith or appurtenant thereto, and shall carry with it the right to inspect, make vehicular patrols, alter, remove, replace, reconstruct, and repair the said pipelines, power recovery and dissipation facilities, and appurtenances, the right to mark the location of said easement by suitable markers set and maintained in the ground at locations which shall not interfere with such reasonable use as the grantor shall make of the land within the limits of said easement, and the right of ingress to and egress from the said easement across the lands of the grantor over routes to be designated in writing by Grantor.

739

Grantee shall operate and maintain its facilities in such manner and at such time as will not unreasonably interfere with the uses of the Grantor.

Said easements shall be subject to all the terms and conditions of that certain agreement by and between the San Bernardino County Flood Control District and the San Bernardino Valley Municipal

Water District executed *September 25, 1972*

BOOK 8206 PAGE 598

BOOK 8045 PAGE 1017
(added 5/14/72)

DATED: 10/25/72

SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT

By: *Ruben S. Ayala*

Chairman, Board of Supervisors,
San Bernardino County
Flood Control District

Attest: *Leona Rapoport*

Secretary, Board of Supervisors, SEAL
San Bernardino County
Flood Control District

Subject: Grant of Easement re Zone 2, North San Bernardino Facilities,
executed on September 25, 1972 to San Bernardino Valley Municipal
Water District for the construction, operation, maintenance, and
replacement of a pipeline or pipelines & appurtenances.

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO) SS.

On this 25th day of September,
1972, before me, the undersigned, a Notary Public in and
for said County and State, personally appeared

Ruben S. Ayala

known to me to be the Chairman of the Board of Supervisors
of the San Bernardino County Flood Control District; and

Leona Rapoport

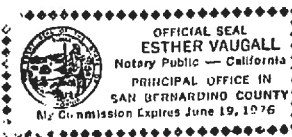
known to me to be the Secretary of the Board of Supervisors
of said District, and known to me to be the persons who ex-
ecuted the within instrument on behalf of said District and
acknowledged to me that they executed the within instrument
on behalf of said District pursuant to its by-laws or a reso-
lution of its Board of Supervisors.

WITNESS my hand and official seal.

(Seal) *Esther Vaigall*
Notary Public in and for said County and State.

My Commission Expires _____

06 - 7867 - 581



5.

BOOK 8045 PAGE 1018

Flood Control Engineer presents to the Board for their approval various documents relating to Zone 2, North San Bernardino facilities and the San Bernardino Valley Municipal Water District. He explains that the water district has contracted with the State Department of Resources to receive and spread Northern California water and in this connection an agreement has been drafted permitting the use of certain Flood Control District facilities in the North San Bernardino area for the spreading of the water. He states that easements are requested for the installation and maintenance of a pipeline to conduct the waters to the spreading areas. Mr. Sidler states that the proposal as well as the terms of the agreements and easements have been reviewed by his office and County Counsel and are considered satisfactory.

Whereupon, on motion by Supervisor Smith, duly seconded by Supervisor Beckord, and carried, the Board of Supervisors hereby approves that certain agreement by and between the San Bernardino Valley Municipal Water District and the Flood Control District dated September 25, 1972 and further authorizes its Chairman to sign said agreement indicating this Board's approval of the terms and conditions therein contained.

By the same motion, the Board of Supervisors hereby approves the Common Use Agreement dated September 25, 1972 with the San Bernardino Valley Municipal Water District with respect to the North San Bernardino Flood Control facilities, Zone 2 and further authorizes its Chairman to sign said document indicating this Board's approval of the terms and conditions therein contained.

The Board takes the following action to execute grants of easements with respect to the pipeline and the turnouts in connection with the subject project: On motion by Supervisor Smith, duly seconded by Supervisor Beckord, and carried, the following resolution is adopted:

WHEREAS, the subject matter of this resolution having been fully considered and it appearing that the following action is proper and is taken in the best public interest:

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Supervisors of the County of San Bernardino Flood Control District that it authorizes execution and granting of two grants of easements drawn in favor of San Bernardino Valley Municipal Water District, involving the property which is fully described in said grants of easements dated September 25, 1972; and

BE IT FURTHER RESOLVED by said Board of Supervisors that it authorizes execution of said instruments for and on behalf of the County of San Bernardino Flood Control District by the Chairman of this Board of Supervisors.

PASSED AND ADOPTED by the Board of Supervisors of the San Bernardino County Flood Control District, State of California, by the following vote:

AYES: SUPERVISORS: Betterley, Beckord, Smith, Ayala
 NOES: SUPERVISORS: None
 ABSENT: SUPERVISORS: Mikesell

STATE OF CALIFORNIA
 COUNTY OF SAN BERNARDINO

ss.

I, Leona Rapoport, Secretary of the Board of Supervisors of the San Bernardino County Flood Control District, San Bernardino, California, hereby certify the foregoing to be a full, true and correct copy of the action taken by said district Board of Supervisors, by unanimous vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of SEPTEMBER 25, 1972

Dated: 9/27/72
 cc: Flood Control
 File

Leona Rapoport
 Secretary of the Board of Supervisors of San Bernardino
 County Flood Control District, San Bernardino County,
 California.

SEAL

DATED: October 20, 1972

General Manager
San Bernardino Valley
Municipal Water District

739

EXHIBIT C

COMMON USE AGREEMENT

CA723/09010

COMMON USE AGREEMENT

F.C.D. COPY

WHEREAS, the SAN BERNARDINO VALLEY MUNICIPAL WATER DISTRICT, a municipal water district organized and existing under the Municipal Water District Law of 1911, as amended, California Water Code §§71000 et seq, hereinafter referred to as Water District, has been granted an easement for the construction, operation, maintenance, and replacement of one or more pipelines and related facilities in, over, under and across that certain real property in the County of San Bernardino described as follows:

That portion of Section 6, Township 1 North, Range 4 West, according to the Government Surveys if extended across the Muscupiabe Rancho, said Section 6 being a portion of the lands acquired by the City of San Bernardino by deed from the Muscupiabe Land and Water Company, recorded June 30, 1921, in Book 724, Page 8 of Deeds, records of the Recorder of San Bernardino County, in the City of San Bernardino, State of California, as per map recorded in Book 7, Page 23 of Maps, in the office of said County recorder of said county being more particularly described as a strip of land 50.00 feet in right angle width, lying 25.00 feet on each side of the following described centerline:

Commencing at Corner No. 13, as established by George E. Sherer, May 14, 1921, said corner being identical with Corner No. 26, Rancho Muscupiabe, from which point Corner No. 14, as established by George E. Sherer, May 14, 1921, bears South 0° 45' 43" East (formerly recorded South 0° 25' East); thence North 74° 43' 15" West, 1076.76 feet to the TRUE POINT OF BEGINNING; thence South 16° 42' 19" West, 320.90 feet; thence Southerly and Easterly along the arc of a 500.00 foot radius curve, tangent to the last described course, concave Northeasterly, through a central angle of 70° 36' 46" for an arc distance of 616.22 feet; thence South 53° 54' 27" East, along a line tangent to the last described curve 1192.38 feet to a point in the East line of said City of San Bernardino property from which point the corner hereinbefore referred to as Sherer's Corner No. 13 bears North 0° 45' 43" West (formerly recorded North 0° 25' West) 1273.87 feet.

The sidelines of said 50.00 foot wide strip of land shall be prolonged or shortened so as to originate on a line scribed at right angles to the TRUE POINT OF BEGINNING, and terminate on said East line of said City of San Bernardino parcel.

Contains 2.444 acres, more or less.

N. SAN B.

2.350

hereinafter referred to as Area of Common Use;

WHEREAS, the SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT, a body corporate and politic of the State of California hereinafter referred to as "Flood Control District," holds existing easement rights acquired for flood control and water conservation purposes over said real property; and

WHEREAS, both Water District and Flood Control District have need to use Area of Common Use;

NOW THEREFORE, in consideration of the full compliance by Water District with the provisions hereinafter set forth, Flood Control District does hereby acknowledge the right of Water District to use Area of Common Use for the construction, reconstruction, removal, replacement, repair, maintenance, operation, inspection, vehicular patrol, and use of one or more pipelines together with braces, connections, fastenings, communications and power cables, and other appliances and fixtures in connection therewith or appurtenant thereto for the transmission and distribution of water, together with the right to mark the location of its easement by suitable markers set and maintained in the ground at locations which shall not interfere with the reasonable use of the lands within the limits of said easement by Flood Control District, and the right of ingress to and egress from said easement across lands of Flood Control District over routes to be designated in writing by Flood Control District.

PROVIDED HOWEVER, that

1. Each of the parties hereto shall operate and maintain its facilities within the Area of Common Use in such manner and at such times as will cause no expense or liability

to devolve upon the other without good cause and so as not to unreasonably interfere with the uses of the other.

2. The use of the Area of Common Use by either of the parties hereto shall be subject to all the terms and conditions of that certain agreement between the Flood Control District and Water District dated SEPTEMBER 25, 1972.

THIS AGREEMENT shall inure to the benefit of and be binding upon the successors and assigns of both parties.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed by their respective official thereunto duly authorized.

SAN BERNARDINO VALLEY
MUNICIPAL WATER DISTRICT

By *John A. Keam*

APPROVED AS TO FORM:

JAMES W. DILWORTH

James W. Dilworth
General Counsel

SAN BERNARDINO COUNTY
FLOOD CONTROL DISTRICT

By *Stan D. Herlick*

Chairman, Board of Supervisors,
San Bernardino County Flood
Control District

By *Lona Papopok*

Secretary, Board of Supervisors
San Bernardino County
Flood Control District

APPROVED AS TO FORM:

Standord D. Herlick
County Counsel

By *E. H. Robinson* 9/13/72

E. H. Robinson
Deputy County Counsel

EXHIBIT D

PLATS

RECORD OF SURVEY

SHOWING THE CENTERLINE OF THE SAN BERNARDINO VALLEY MUNICIPAL WATER DISTRICT PIPELINE

OCTOBER 1974

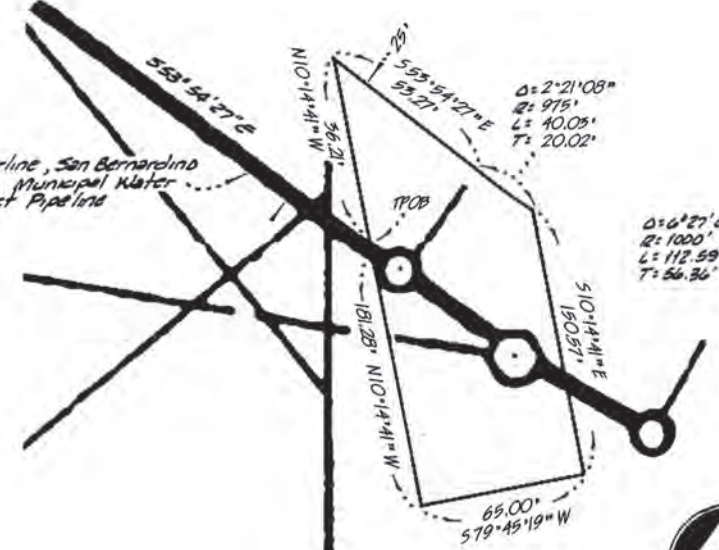
LUDWIG ENGINEERING



Scale: 1" = 200'



0' 50' 100' 200' 300'



NOT TO SCALE

TURNOUT
(DEVIL CANYON PARCEL)
RECORDED DOCUMENT BOOK 8206, PAGE 594

EXHIBIT 'D'
Sheet 1 of 5

LEGEND

- EXISTING SBVMWD EASEMENT PER BOOK 8045, PAGE 1020 DATED 10/20/1972
(SBCFCD LAND SOLD TO STATE (DWR))
- EXISTING SBVMWD EASEMENT PER BOOK 8045, PAGE 1020 DATED 10/20/1972
- COMMON USE AGREEMENT AREA
- <R1> PER OFFICIAL RECORD; BOOK 8045, PAGE 1020 DATED 10/20/1972

DEVIL CANYON BASIN

ATTACH LINE (SEE SHEET 2 OF 5)

RECORD OF SURVEY

SHOWING THE CENTERLINE OF THE SAN BERNARDINO VALLEY MUNICIPAL WATER DISTRICT PIPELINE

LUDWIG ENGINEERING

OCTOBER 1974



Scale: 1" = 200'

Fd. old 5" x 8" Post painted white. Flagged as N.W. corner of the Samuel Max Pleut et al. property

Samuel Max Pleut, Glen L. Davis, Phillip W. Pope, John R. Morris, Joseph W. Verneiran, William G. Smith and Douglas B. Gorman Book 7130, Page 506 O.R.

Marjorie M. Adams and Harriet S. Farley Book 5175, Page 378 O.R.

San Bernardino County Flood Control District Book 4046, Page 396 O.R.

San Bernardino County Flood Control District Book 4044, Page 451 O.R.; and Book 4035, Page 48 O.R.

San Bernardino County Flood Control District Book 1415, Page 37 O.R.

EXHIBIT 'D'

Sheet 2 of 5

- LEGEND
- EXISTING SBVMWD EASEMENT PER BOOK 8045, PAGE 1020 DATED 10/20/1972 (SBCPCD LAND SOLD TO STATE (DWR))
 - EXISTING SBVMWD EASEMENT PER BOOK 8045, PAGE 1020 DATED 10/20/1972
 - (R) PER OFFICIAL RECORD; BOOK 8045, PAGE 1020 DATED 10/20/1972



NOT TO SCALE

TURNOUT

(BADGER BASIN PARCEL)

RECORDED DOCUMENT BOOK 8206, PAGE 594

NORTH BADGER BASIN

At 15" Rancho Muscupabe Corner: N 125° 35' 25" E 4' 4" Iron Post E 2,204, 346.67

San Bernardino County Flood Control District Book 1415, Page 37; Book 4083, Page 505; Book 4766, Page 299 O.R.

Fd. 4" x 4" Iron Post filled with concrete for Muscupabe Rancho Corner No. 28 per M.B. 7/23 & R.S. 54/9-10

Fd. 4" x 4" Iron Post filled with concrete for Muscupabe Rancho Corner No. 28 per M.B. 7/23 & R.S. 4/9-10

MATCH LINE (SEE SHEET 3 OF 5)

RECORD OF SURVEY

SHOWING THE CENTERLINE OF THE SAN BERNARDINO VALLEY MUNICIPAL WATER DISTRICT PIPELINE
LUDWIG ENGINEERING
OCTOBER 1974

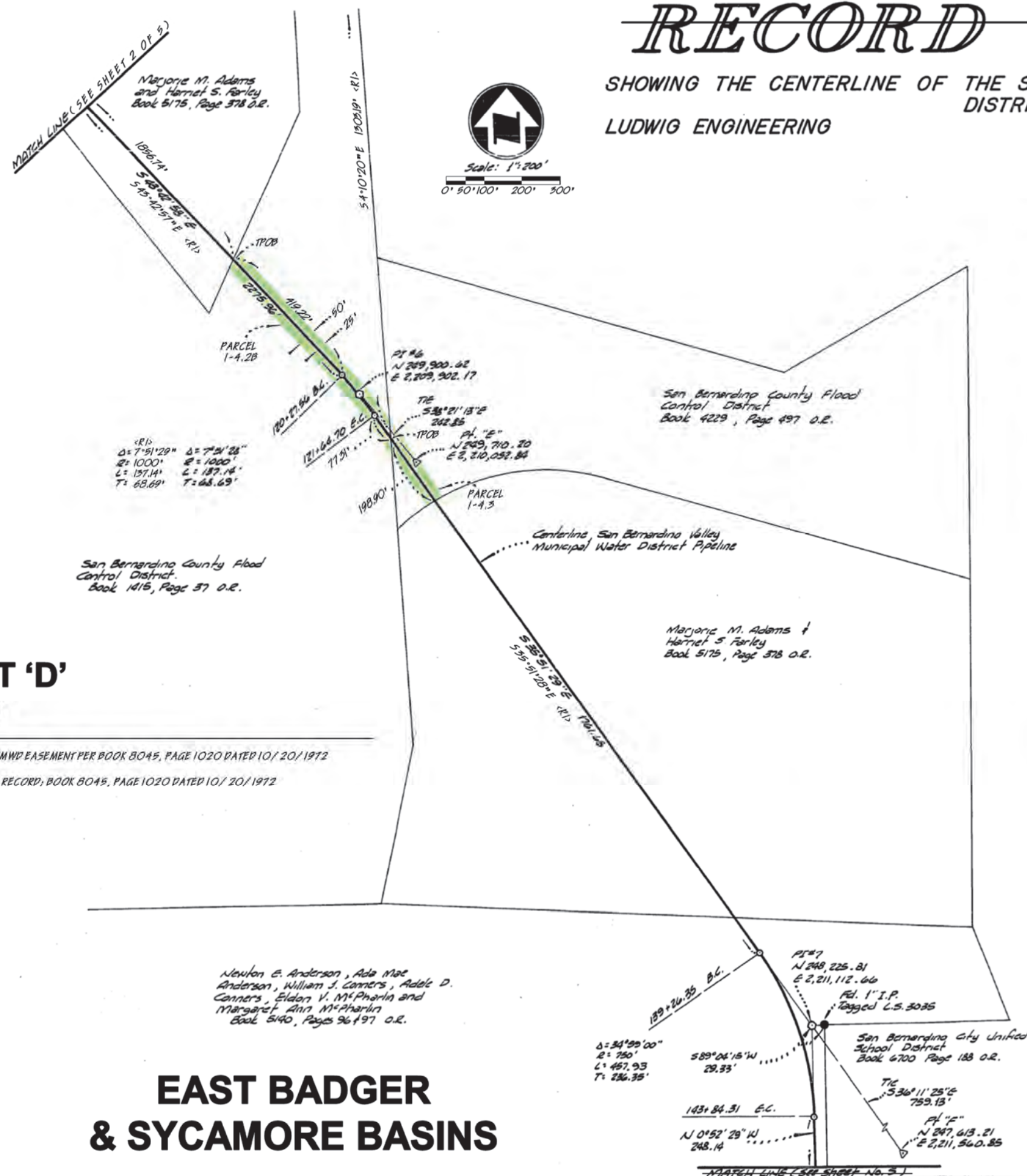


EXHIBIT 'D'

Sheet 3 of 5

LEGEND

EXISTING SBVMWD EASEMENT PER BOOK 8045, PAGE 1020 DATED 10/20/1972

(R1) PER OFFICIAL RECORD, BOOK 8045, PAGE 1020 DATED 10/20/1972

EAST BADGER & SYCAMORE BASINS

CENTERLINE P.I. TIES			
P.I. No.	Bearing	Distance	Description
1	E	137.29	Nail in top of Dike, Concrete Slope Protection
	S.E.	189.46	Nail in top of Dike, Concrete Slope Protection
2	N	32.29	Ching "X" on Fence Post, N.E. Cor. Turn out enclosure
	E	26.62	Nail in Power Pole No. 1867662 E
3	N.W.	79.75	4" x 4" Iron Post, Muscupabe Rancho Corner No. 27
	E	102.35	Ching "X" N.W. Cor. 3' x 3' Concrete Pad Mtd. C.P. Test #16
4	N.W.	40.03	Nail and Flash in Power Pole E-18497Y
	N.E.	205.00	Nail and Flash in Power Pole E-18496Y
5	N.E.	44.33	Nail and Flash in Power Pole E-15741Y
	W	110.12	Ching "X" Fence Post, N.E. Corner Turn-out enclosure
6	N.E.	262.13	Concrete nail in slope of concrete dike
	E	78.97	Nail in 6" Elm Tree
	S.E.	251.12	Set punch mark in top of Nly gate post of Nly gates
7	E	30.47	1" I.P. tagged L.S. 2722
	S.E.	67.58	Ching mark on 7th fence post from North Corner
8	N.E.	58.42	1" I.P. open
	S.W.	70.00	Set nail in edge of pavement
	S.E.	70.00	Set nail in edge of pavement
9	N.W.	33.40	Concrete nail in top of curb
	N	51.41	1" I.P. open
	E	36.03	Concrete nail in top of curb
10	N.W.	101.44	Concrete nail in top of curb
	N.E.	99.14	Concrete nail in top of curb
	S	11.20	Concrete nail in top of curb
11	N.W.	113.00	Concrete nail in top of curb
	N.E.	50.41	Concrete nail in top of curb
	S.E.	60.44	Concrete nail in top of curb
12	N.W.	111.86	Lead and tack in top of curb
	N.E.	77.32	Nail and Flasher in Power Pole
	S.W.	46.65	Screw in M.O.C. of curb return
13	N.E.	33.49	Concrete nail in top of curb
	S.E.	18.49	Nail and Flasher in Power Pole
14	N	32.00	Screw in M.O.C. of curb return
	S	12.76	Screw in M.O.C. of curb return
	E	36.56	Screw in M.O.C. of curb return
15	N	12.33	Concrete nail in top of curb
	N.W.	30.43	Concrete nail in top of curb
	S.E.	26.57	Concrete nail in top of curb
16	N.W.	55.40	1" I.P. tagged L.S. 2722
	N.E.	40.79	Nail and Flasher in 30" eucalyptus tree
	S.W.	19.59	Nail and Flasher in 30" eucalyptus tree
17	S.W.	78.43	Nail and Flasher in top of 4" x 4" Post
	S.E.	76.49	Nail and Flasher in top of 4" x 4" Post
18	N	43.23	Screw in M.O.C. of curb return
	S.W.	19.51	Screw in M.O.C. of curb return
19	N.W.	28.43	Ching "X" in top of wall
	S.W.	18.47	Nail in top of wall
20	N	13.03	Concrete nail in top of curb
	S.W.	43.85	Concrete nail in top of curb
	S.E.	39.89	Concrete nail in top of curb
21	N	50.00	1" I.P. open
	N	100.00	1" I.P. open (not on line)
	E	50.00	1" I.P. open
	E	100.00	1" I.P. open (not on line)
22	N.E.	50.00	1" I.P. open
	S.E.	50.00	1" I.P. open
	S	100.00	1" I.P. open

RECORD OF SURVEY

SHOWING THE CENTERLINE OF THE SAN BERNARDINO VALLEY MUNICIPAL WATER DISTRICT PIPELINE

LUDWIG ENGINEERING

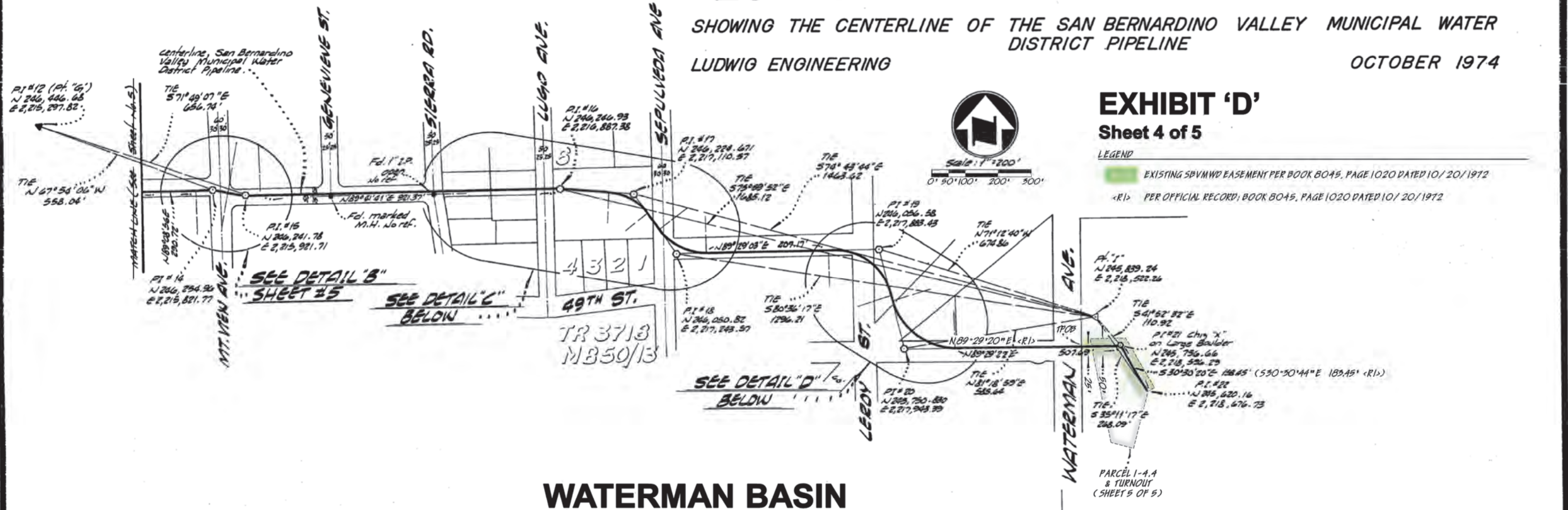
OCTOBER 1974

EXHIBIT 'D'

Sheet 4 of 5

LEGEND

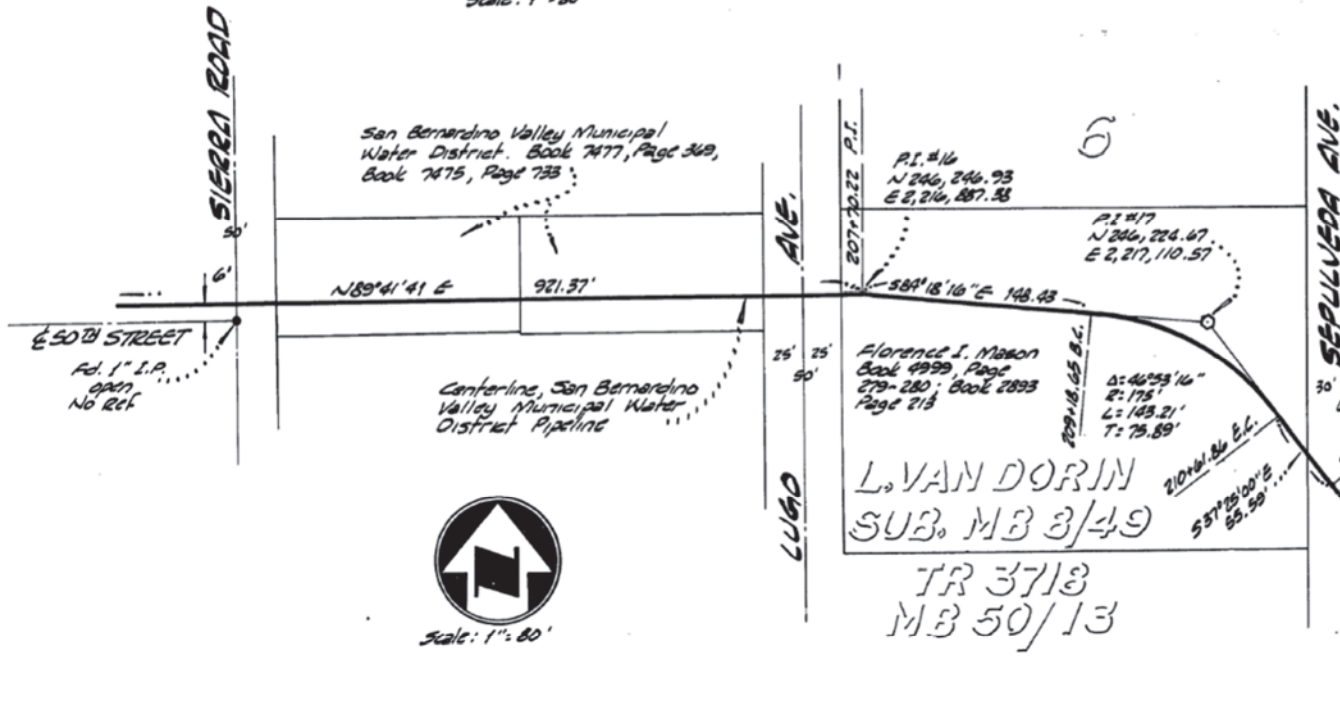
- EXISTING SBVMWD EASEMENT PER BOOK 8045, PAGE 1020 DATED 10/20/1972
- PER OFFICIAL RECORD, BOOK 8045, PAGE 1020 DATED 10/20/1972



WATERMAN BASIN

DETAIL 'C'

Scale: 1" = 80'



DETAIL 'D'

Scale: 1" = 60'

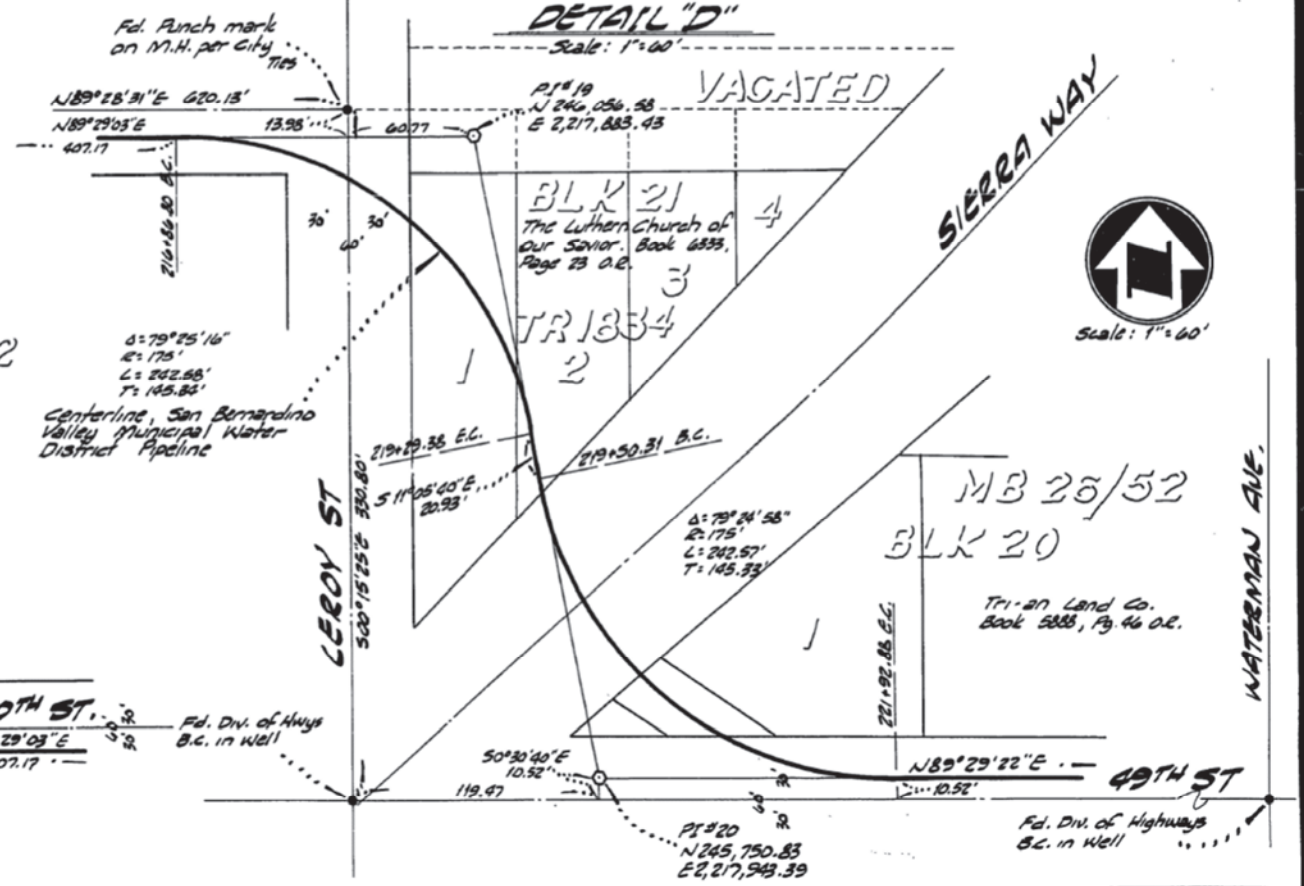


EXHIBIT E

SBVMWD MAPS

Easements - Badger Basin\Parcel 1-4.2,3

 SBVMWD Easement

 S.B. County Flood Control Parcel

 SBVMWD Pipeline



1:3,600

Aerial Imagery: March, 2019

Parcel 1-4.2 Portion A
50' Permanent Easement




Badger Basin
Turnout Parcel

Parcel 1-4.2 Portion B
50' Permanent Easement

Parcel 1-4.3
50' Permanent Easement



Easements - Devil Canyon\Parcel 1-4.1

-  SBVMWD Easement
-  S.B. County Flood Control Parcel
-  SBVMWD Pipeline



1:3,600

Aerial Imagery: March, 2019

**Parcel 1-4.1
50' Permanent Easement**

**Devil Canyon*
Turnout Parcel**

* Currently referred to as Sweetwater Turnout



