

THIS IS CERTIFIED TO BE A TRUE COPY OF THE RECORDS
OF THE MARIN COUNTY RECORDER

JAMES J. DALBON

DEPUTY

DATE ISSUED - MAY 21 1967

Cascade Land Co

To

Marin Mun. Water Dist.

This Indenture made and entered into this 18th day of October, 1916, by and between Cascade Land Co. a Corporation, party of the first part, and Marin Municipal Water District, a Public Corporation, the party of the second part; Witnesseth: That for and in consideration of the sum of Two Thousand, six hundred and twenty seven and 50/100 (\$2,627.50) Dollars, Gold coin of the United States to it in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, the party of the first part does hereby grant, bargain and sell unto the party of the second part, a right of way over, and along, through and across the route hereinafter described, to lay, maintain, repair, remove and replace four conduit lines constructed of concrete, wood, iron, steel or any other suitable or appropriate material or materials of an inside diameter of thirty six inches each and capable of carrying fifty million gallons of water per day, the same to be buried in the ground except where they cross depressions, ravines and gulches, where the same will be placed upon concrete trestles raised above the surface thereof, together with all necessary or proper valves, branches, hydrants and all stations or meters necessary or proper for the controlling of the flow of the water in said conduit lines or pipes hereinafter mentioned, and also a right of way over and along said route hereinafter described for a wagon road twenty feet wide and for the erection of all necessary bridges and culverts used in connection therewith, for the purpose of allowing the free passage thereon of all wagons, teams, horses, motor trucks, traction engines or other suitable or proper devices or machinery for the transportation of material and supplies for the construction of said conduit lines and other property, and constructing herein mentioned, and for the construction of all tunnels, dams and all other work necessary or proper for the carrying out and maintenance of the general system adopted by the Board of Directors of the Marin Municipal Water District for the construction and operation and maintenance of its water works system and also a right of way for a pole line composed of round or sawed poles, together with the necessary guy wires, lines and anchors for the stringing of wires for telephone or telegraph line and heat, light and power lines for use in connection with and as a part of the water works system of the party of the second part, together with the right and liberty of cutting and clearing from said right of way all trees and brush now growing on, or that may hereafter grow upon or extend over the same from trees growing without said right of way, and also the privilege of patrolling the said right of way, and erecting suitable gates in any and all fences that may be constructed across the same, by Cascade Land Co., or its assigns. The said right of way shall be subject to the right of the Cascade Land Co., its successors or assigns, the use of the road constructed upon said right of way as a highway and to construct and maintain roads leading to and across the said right of way, and to enter upon said right of way and construct and maintain therein and thereon gas, water and sewer pipes either along or across the same, and to construct and maintain conduits and pole lines and string wires for telephone and telegraph lines and heat, light and power lines, and to improve said road along said right of way and to beautify the said right of way by planting flowers, shrubs and trees thereon, providing that none of said acts and reservations so made to the party of the first part herein shall in any way interfere with the construction, operation or maintenance of the waterworks system about to be constructed by the party of the second part, and at any time in the future when said party of the second part may desire to install additional pipe lines or conduits or any of the machinery or apparatus incident thereto, or pole lines as by this right of way mentioned the same may be installed by the party of the second part without hindrance in the part

of the Cascade Land Co. or its successors, and the improvements so placed on said right of way by the party of the second part shall have paramount right over those installed by Cascade Land Co, its successors or assigns, and in case of interference between the improvements of Cascade Land Co already installed and those of the party of the second part to be installed, the party of the second part shall have the right to install its said improvements, for which it has hereby been granted a right of way, without further compensation to Cascade Land Co, its successors and assigns. Said right of way is located upon all that certain tract or parcel of land situate, lying and being in the Rancho Canada de Herrera, in the County of Marin, State of California and more particularly described as follows, to wit;

A strip of land 100 feet wide and 4475.17 feet long, lying and being 50 feet on each side of a surveyed line marked on the ground by a line of surveyor's stakes and being all of the land for fifty feet on each side of said surveyed line which lies within the exterior boundaries of said Rancho Canada de Herrera. The center line of said right of way is described as follows, to wit;

Beginning at a stake marked A.L. 4+49.83 P.O.C. which bears North 14° 00' West 1037.66 feet from post P.Q. 109 & H11, said post being the common corner of the Rancho Tomales y Baulines, the Rancho Punta de Quentin and the Rancho Canada De Herrera, said point of beginning being located as above and said post P.Q. 109 & H11 being the most southwesterly corner of the Rancho Canada De Herrera; running thence in a generally Eastern direction along a surveyed line more particularly described in the field notes as follows to wit;

Station	Curve Data	BEARING.
AL.4+49.83 P.O.C.	D- 75° L A- 44°30' St - 31.40 LC- 59.33	
4+61.20 E.C.		N 65°00' E.
4+64.51 B.C.	D- 25° L A- 12° 30' St- 26.11 LC - 50.00	
5+14.91 E.C. 5+34.15 B.C.	D - 75° R A- 93°00' ST - 79.46 LC- 122.07	N.52° 30' E.
6+50.62 E.C.		S 35° 30' E.
6+83.97 B.C.	D - 75° R A- 28°30' St - 10.49 LC - 38.00	
7+21.97 E.C.		S 7° 00' E.
7+71.51 E.C.	D - 75° L A- 94°30' ST - 63.02 LC - 126.00	
8+97.51 P.C.		N 78° 30' E.
9+59.23 B.C.	D- 25° R A- 15° 00' ST - 30.20 LC - 60.00	
10+19.23 E.C.		S 86° 30' E.
10+25.49 B.C.	D - 75° R A- 73° 45' ST - 57.55 LC - 98.33	
11+23.82 E.C. 11+48.35 B.C.	D - 50° L A- 29° 00' St - 29.69 LC - 58.00	S 12° 45'
12+06.35 P.C. 12+25.93 B.C.	D - 50° R St - 21.15 LC - 42.50	S 41° 45' E.

Station

Curve Data

Bearing.

52+85.97 E.C.

S 23° 30' E.

At approximately stake A1 49+25.00 P.O.C. on the Southerly boundary line of the Rancho Canada De Herrera, which said stake bears North 83° 15' East 3011.76 feet from post P.Q. 109 & H11 hereinbefore mentioned, the said center line crosses the boundary line of the Rancho Punta De Quentin. The total area of said strip of land lying within the boundaries of the Rancho Canada De Herrera is 10.49 acres. As a further consideration for the conveyance of the above described right of way, the party of the second part does hereby agree to install and maintain at each of the following points along the hereinabove mentioned right of way, to wit; at Station 6+83.97; at Station 20+06.24; at Station 34+36.81 and at Station 47+13.56, a connection from the conduit lines here after to be installed by the party of the second part on said right of way, from which service mains can be connected so as to place the lands of Cascade Land Co lying below said right of way under water service by gravity. In Witness Whereof, the party of the first part has caused these presents to be duly executed and its corporate seal to be attached the day and year first above written.

Cascade Land Co

(Corporate Seal)

By W.J. Ferguson President.

E.H. Cosgriff Secretary.

State of California)

City and County of San Francisco) ss

On this 18th day of October in the year one thousand Nine Hundred and sixteen before me W.W.Healey a Notary Public in and for the said City and County residing therein, duly commissioned and sworn, personally appeared W.J. Ferguson and E.H.Cosgriff known to me to be the President and Secretary respectively of Cascade Land Co. the corporation described in and that executed the within instrument, and duly acknowledged to me that such corporation executed the same. In Witness Whereof, I have hereunto set my hand and affixed my official seal, at my office in said City and County of San Francisco, the day and year in this Certificate first above written.

(Seal)

W.W.Healey Notary Public in and for

the said City and County of San Francisco, State of California. My Commission expires August 28th 1917.

Filed for record

and recorded at request of Geo.H.Harlan Oct 23 1916 at 41 min past 9 o'clock AM.

J.P. Holland
Recorder
By M. J. White
H. J. ...