



RECORDING REQUESTED BY)
WHEN RECORDED MAIL TO:)

State Lands Commission)
100 Howe Avenue, Suite 100 South)
Sacramento, CA 95825)
Attn: Title Unit)

(Above Space For Recorder's Use Only)

98

GRANT DEED

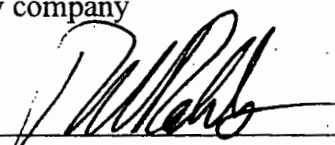
FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, SIERRA POINT, L.L.C., a Delaware limited liability company, hereby grants to the STATE OF CALIFORNIA, ACTING BY AND THROUGH THE STATE LANDS COMMISSION, the real property in City of Brisbane, County of San Mateo, State of California, and as described in Exhibit "A" attached hereto and made a part hereof ("Property"), subject to the restriction in the attached Addendum to Grant Deed.

Grantor hereby reserves therefrom, for the benefit of the Grantor, Sierra Point Environmental Management Association, Sierra Point Owners Association, and any property owner whose property borders the berm (collectively referred to as the "Benefitted Parties"), and their successors and assigns, an easement for ingress, egress and access in, on, over, through and across the property ("Berm Easement"), as such Berm Easement is described in Exhibit "B" attached hereto and made a part hereof, to permit the Benefitted Parties to install, maintain and repair the berm located on the property.

This conveyance is subject to non-delinquent taxes and general, special and supplemental assessments and bonds, and all covenants, conditions, restrictions, easements, licenses, reservations, rights, rights-of-way and other matters of record affecting the Property.

DATED: June 16, 1999

SIERRA POINT, L.L.C., a Delaware limited liability company

By: 

Name: Thomas W. Roberts

Title: Vice President/Manager



1999-110310
06/28/1999 12:10P
DE Page: 2 of 9

EXHIBIT "A"

Legal Description of Property

THE LAND REFERRED TO HEREIN IS SITUATED IN THE STATE OF CALIFORNIA, COUNTY OF SAN MATEO, AND IS DESCRIBED AS FOLLOWS:

ALL OF THE LANDS DESIGNATED "REMAINING LANDS OF SIERRA POINT DEVELOPMENT CO", AS SHOWN ON THAT CERTAIN MAP ENTITLED "SIERRA POINT UNIT NO. 3", CITY OF BRISBANE, SAN MATEO COUNTY, CALIFORNIA, WHICH MAP WAS FILED IN THE OFFICE OF THE RECORDER OF THE COUNTY OF SAN MATEO, STATE OF CALIFORNIA ON AUGUST 19, 1983 IN BOOK 110 OF MAPS AT PAGES 54, 55 AND 56, AS LIE NORTHERLY OF LOTS 1, 2 AND 3 AS SHOWN ON SAID MAP.



EXHIBIT "B"

Legal Description of Property

All that real property situated in the City of Brisbane, County of San Mateo, State of California being a portion of the Remaining Lands of Sierra Point Development, as said property is shown on that certain map filed for record on August 19, 1983 in Book 110 of Maps at Pages 54 through 56 inclusive, in the Office of the Recorder of San Mateo County, and being more particularly described as follows:

BEGINNING at the most northwesterly corner of Parcel 1 as said parcel is shown on that certain parcel map filed for record on February 27, 1987 in Book 58 of Parcel Maps at pages 76 through 78 inclusive, in the Office of the Recorder of San Mateo County; thence along the northerly line of said parcel South $89^{\circ}06'17''$ East, a distance of 250.00 feet to the TRUE POINT OF BEGINNING; thence North $00^{\circ}53'43''$ East, a distance of 25.00 feet; then South $89^{\circ}06'17''$ East, a distance of 1559.53 feet to the easterly line of said Lands of Sierra Point Development; thence along said line South $01^{\circ}13'30''$ West, a distance of 25.00 feet to the northeasterly corner of Parcel 2, as said parcel is shown on that certain parcel map filed for record on May 10, 1984 in Book 54 of Parcel Maps at Pages 57 through 58 inclusive, in the Office of the Recorder of San Mateo County; thence along the northerly line of said parcel North $89^{\circ}06'17''$ West, a distance of 1559.39 feet to the TRUE POINT OF BEGINNING and containing an area of 0.89500 acres, more or less.



ADDENDUM TO GRANT DEED
PROVISIONS PURSUANT TO CALIFORNIA CIVIL CODE SECTION 1468

By the delivery and acceptance of this Grant Deed, Grantor, Sierra Point, L.L.C. and Grantee, the State of California, acting by and through the State Lands Commission agree as follows:

1. Grantor is the owner of certain submerged parcels of property subject to the public trust easement, and adjacent upland parcels located in the Cities of Brisbane and South San Francisco, County of San Mateo, State of California. The upland parcels comprise a portion of the real property commonly known as the "Sierra Point Site."

2. Grantee for and on behalf of itself and on behalf of each successive owner during its or their ownership of any portion of the submerged property (the "Property") being conveyed by Grantor to Grantee in this Grant Deed covenants and agrees as follows:

3. Grantee covenants and agrees that as a condition of the transfer of the Property to the State of California, Grantee and any successors in interest to Grantee, will not authorize, allow, permit, or create for its own purposes, any development of, or on, the Property, including without limitation, the construction or operation of buildings, towers, moorings, docks, marinas, business establishments, or other permanent improvements that would interfere with the perpetual maintenance of the lands as open space. This restriction will not apply to the berm and berm related improvements located in the Berm Easement on the Property.

4. Any successive owner ("Owner"), during its or their ownership of any portion of the Property and any person having an interest in the Property derived through any such Owner shall be bound hereby.

5. No breach of any provision of this Addendum will defeat or render invalid the lien of any mortgage or deed of trust made in good faith and for value; provided, however, any such mortgagee shall acquire the Property subject to the terms and conditions set forth in this Addendum.

6. These provisions may be modified or extinguished only by an instrument in writing signed, acknowledged and recorded by Sierra Point, L.L.C. and accepted by Grantee, for so long as Sierra Point, L.L.C. holds any interest in any portion of the Sierra Point Site, and thereafter by the Sierra Point Owners Association, and thereafter accepted by Grantee.

7. If any provision herein contained is held to be invalid, void or otherwise unenforceable by any court of competent jurisdiction, the invalidity of any such provision will in no way affect the validity of any other provision herein contained.

8. The restrictions set forth in **Section 3** of this Addendum shall run in perpetuity.



1999-110310

06/28/1999 12:10P
DE Page: 5 of 9

9. The provisions herein contained are covenants and have been made with the intent of satisfying the requirements of Section 1468 of the California Civil Code.

GRANTOR:

SIERRA POINT, L.L.C., a Delaware limited liability company

By: 

Name: Thomas W. Roberts

Title: Vice President/Manager

GRANTEE:

State of California, by and through the State Lands Commission

By: 

Name: ROBERT L. LYNCH

Title: CHIEF, LAND MANAGEMENT DIV.

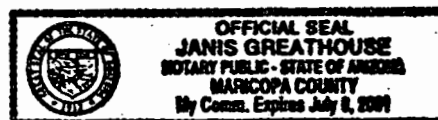


STATE OF Arizona)
) ss.
COUNTY OF Maricopa)

On June 16, 1999, before me Janis Greathouse, personally appeared Thomas W. Roberts, personally known to me (or 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.

WITNESS my hand and official seal.

Notary Public in and for said
County and State



[SEAL]



1999-110310

06/27/1999 12:10P
Page: 7 of 9**ALL-PURPOSE ACKNOWLEDGMENT**

State of California

County of SACRAMENTO

} SS.

On 21 June/99
(DATE)

before me,

DENISE S. CASSIDY
(NOTARY)

personally appeared

ROBERT L. LYNCH

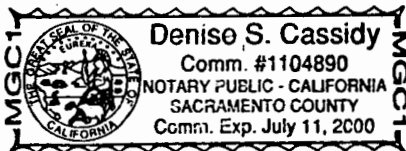
SIGNER(S)

☒ personally known to me

- OR -

☐

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.



WITNESS my hand and official seal.

Denise S. Cassidy

NOTARY'S SIGNATURE

OPTIONAL INFORMATION

The information below is not required by law. However, it could prevent fraudulent attachment of this acknowledgment to an unauthorized document.

CAPACITY CLAIMED BY SIGNER (PRINCIPAL)

- ☐ INDIVIDUAL
☐ CORPORATE OFFICER

TITLE(S)

- ☐ PARTNER(S)
☐ ATTORNEY-IN-FACT
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR

☒ OTHER: CHIEF,LAND MANAGEMENT DIV.**DESCRIPTION OF ATTACHED DOCUMENT**

GRANT DEED, CITY OF BAKERSFIELD
 TITLE OR TYPE OF DOCUMENT

5

NUMBER OF PAGES

DATE OF DOCUMENT

OTHER

SIGNER IS REPRESENTING:

NAME OF PERSON(S) OR ENTITY(IES)

CALIFORNIA STATE LANDS Commission

RIGHT THUMBPRINT

OF

SIGNER

Top of thumbprint here



RECORDED AT THE REQUEST OF
AND WHEN RECORDED MAIL TO:
STATE OF CALIFORNIA
California State Lands Commission
Attn: Title Unit
100 Howe Avenue, Suite 100-South
Sacramento, CA 95825-8202

STATE OF CALIFORNIA
OFFICIAL BUSINESS
Document entitled to free recordation
pursuant to Government Code Section 27383

SPACE ABOVE THIS LINE FOR RECORDER'S USE

NO TAX DUE -0-
SLC No. W 25463

A.P.N.

CERTIFICATE OF ACCEPTANCE AND CONSENT TO RECORDING

Government Code 27281

This is to certify that the State of California, acting by and through the State Lands Commission, an Agency of the State of California, hereby accepts the right, title and interest in real property conveyed by, and consents to the recordation of, the attached Grant Deed, dated from **Sierra Point L.L.C.** to the **State of California, acting by and through the State Lands Commission.**

The said interest in real property is accepted by the State of California in its sovereign capacity in trust for the people thereof, as real property of the legal character of tidelands and submerged lands.

This acceptance and consent to recording is executed by and on behalf of the State of California by the State Lands Commission, acting pursuant to law, as approved and authorized by its Calendar/Minute Item No. 42 of its regular public meeting on December 12, 1998, by its duly undersigned officer.

State Lands Commission

Dated: February 23, 1999

By:

Robert C. Hight
Executive Officer



CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of

Sacramento

SS.

On February 23, 1999, before me,

Date

Sharon Shaw, Notary Public

Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared

Robert C. Night

Name(s) of Signer(s)

- ☒ personally known to me
☐ 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.



WITNESS my hand and official seal.

Sharon Shaw
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document:

Certificate of Acceptance and Consent
Proceeding - Sierra Point L.L.C.

Document Date: February 23, 1999

Number of Pages: 1

Signer(s) Other Than Named Above:

None

Capacity(ies) Claimed by Signer

Signer's Name:

Robert C. Night

- ☐ Individual
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator

☒ Other:

Executive Officer

Signer Is Representing:

State Lands Commission

RIGHT THUMBPRINT
OF SIGNER

Top of thumb here



RECORDING REQUESTED BY)
 WHEN RECORDED MAIL TO:)

State Lands Commission)
 100 Howe Avenue, Suite 100 South)
 Sacramento, CA 95825)
 Attn: Title Unit)

(Above Space For Recorder's Use Only)

GRANT DEED

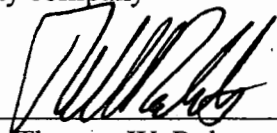
9 FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, SIERRA POINT, L.L.C., a Delaware limited liability company, hereby grants to the STATE OF CALIFORNIA, ACTING BY AND THROUGH THE STATE LANDS COMMISSION, the real property in City of South San Francisco, County of San Mateo, State of California, and described in Exhibit "A" attached hereto and made a part hereof ("Property"), subject to the restriction described in the attached Addendum to Grant Deed.

Grantor hereby reserves therefrom, for the benefit of the Grantor, Sierra Point Environmental Management Association, Sierra Point Owners Association, and any property owner whose property borders the berm (collectively referred to as the "Benefitted Parties"), and their successors and assigns, an easement in, on, over, through, across and under the property described in Exhibit "B" attached hereto and made a part hereof for the installation, maintenance, repair, placement and replacement of the berm and any berm-related improvements now or hereafter to be placed thereon (the "Berm Easement").

This conveyance is subject to non-delinquent taxes and general, special and supplemental assessments and bonds, and all covenants, conditions, restrictions, easements, licenses, reservations, rights, rights-of-way and other matters of record affecting the Property.

DATED: June 16, 1999

SIERRA POINT, L.L.C., a Delaware limited liability company

By: 

Name: Thomas W. Roberts

Title: Vice President/Manager



EXHIBIT "A"

Legal Description of Property

All that real property situated in the City of South San Francisco, County of San Mateo, State of California being a portion of Property 10, as said property is described in that certain Grant Deed to Sierra Point, L.L.C., recorded December 31, 1997 as Document Number 97-173123, San Mateo County Records, and being more particularly described as follows:

BEGINNING at the most southwesterly corner of said property; thence along the westerly line of said property North $02^{\circ}02'14''$ East, a distance of 80.00 feet; thence leaving said line North $87^{\circ}02'36''$ East, a distance of 444.05 feet; thence South $81^{\circ}28'35''$ East, a distance of 443.74 feet; thence North $83^{\circ}44'46''$ East, a distance of 169.02 feet; thence North $55^{\circ}45'09''$ East, a distance of 292.95 feet to the easterly line of said property; thence along said line South $01^{\circ}13'30''$ West, a distance of 248.00 feet to the southerly line of said property; thence along said line North $88^{\circ}46'30''$ West, a distance of 1290.30 feet to the POINT OF BEGINNING and containing an area of 2.98004 acres, more or less.



EXHIBIT "B"

Legal Description of Berm Easement

All that real property situated in the City of South San Francisco, County of San Mateo, State of California being a portion of Property 10, as said property is described in that certain Grant Deed to Sierra Point, L.L.C., recorded December 31, 1997 as Document Number 97-173123, San Mateo County Records, and being more particularly described as follows:

BEGINNING at the most southwesterly corner of said property; thence along the westerly line of said property North 02°02'14" East, a distance of 54.90 feet to the TRUE POINT OF BEGINNING; thence along said line North 02°02'14" East, a distance of 25.10 feet; thence leaving said line North 87°02'36" East, a distance of 444.05 feet; thence South 81°28'35" East, a distance of 443.74 feet; thence North 83°44'46" East, a distance of 169.02 feet; thence North 55°45'09" East, a distance of 292.95 feet to the easterly line of said property; thence along said line South 01°13'30" West, a distance of 30.70 feet; thence leaving said line South 55°45'09" West, a distance of 281.36 feet; thence South 83°44'46" West, a distance of 178.50 feet; thence North 81°28'35" West, a distance of 444.47 feet; thence South 87°02'36" West, a distance of 443.72 feet to the TRUE POINT OF BEGINNING and containing an area of 0.77416 acres, more or less.



ADDENDUM TO GRANT DEED
PROVISIONS PURSUANT TO CALIFORNIA CIVIL CODE SECTION 1468

By the delivery and acceptance of this Grant Deed, Grantor, Sierra Point, L.L.C. and Grantee, the State of California, acting by and through the State Lands Commission agree as follows:

1. Grantor is the owner of certain submerged parcels of property subject to the public trust easement, and adjacent upland parcels located in the Cities of Brisbane and South San Francisco, County of San Mateo, State of California. The upland parcels comprise a portion of the real property commonly known as the "Sierra Point Site."

2. Grantee for and on behalf of itself and on behalf of each successive owner during its or their ownership of any portion of the submerged property (the "Property") being conveyed by Grantor to Grantee in this Grant Deed covenants and agrees as follows:

3. Grantee covenants and agrees that as a condition of the transfer of the Property to the State of California, Grantee and any successors in interest to Grantee, will not authorize, allow, permit, or create for its own purposes, any development of, or on, the Property, including without limitation, the construction or operation of buildings, towers, moorings, docks, marinas, business establishments, or other permanent improvements that would interfere with the perpetual maintenance of the lands as open space. This restriction will not apply to the berm and berm related improvements located in the Berm Easement on the Property.

4. Any successive owner ("Owner"), during its or their ownership of any portion of the Property and any person having an interest in the Property derived through any such Owner shall be bound hereby.

5. No breach of any provision of this Addendum will defeat or render invalid the lien of any mortgage or deed of trust made in good faith and for value; provided, however, any such mortgagee shall acquire the Property subject to the terms and conditions set forth in this Addendum.

6. These provisions may be modified or extinguished only by an instrument in writing signed, acknowledged and recorded by Sierra Point, L.L.C. and accepted by Grantee, for so long as Sierra Point, L.L.C. holds any interest in any portion of the Sierra Point Site, and thereafter by the Sierra Point Owners Association, and thereafter accepted by Grantee.

7. If any provision herein contained is held to be invalid, void or otherwise unenforceable by any court of competent jurisdiction, the invalidity of any such provision will in no way affect the validity of any other provision herein contained.

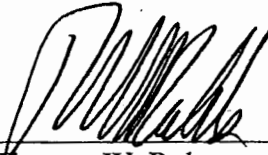
8. The restrictions set forth in **Section 3** of this Addendum shall run in perpetuity.



9. The provisions herein contained are covenants and have been made with the intent of satisfying the requirements of Section 1468 of the California Civil Code.

GRANTOR:

SIERRA POINT, L.L.C., a Delaware limited liability company

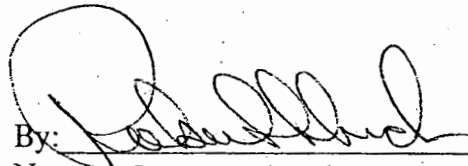
By: 

Name: Thomas W. Roberts

Title: Vice President/Manager

GRANTEE:

State of California, by and through the State Lands Commission

By: 

Name: ROBERT L. LYNCH

Title: CHIEF, LAND MANAGEMENT DIV.



1999-110311

06/28/1999 12:10P
DE Page: 6 of 9

STATE OF Arizona)
) ss.
COUNTY OF Maricopa)

On June 16, 1999, before me Janis Greathouse, personally appeared Thomas W. Roberts, personally known to me (or 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.

WITNESS my hand and official seal.

Notary Public in and for said
County and State



[SEAL]



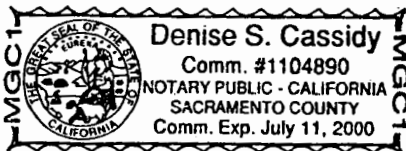
ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of SACRAMENTO } SS.

On 21 June 99 before me, Denise S. Cassidy,
(DATE) (NOTARY)
personally appeared ROBERT L. LYNCH
SIGNER(S)

- ☒ personally known to me - OR - ☒ 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.



WITNESS my hand and official seal.

Denise S. Cassidy
NOTARY'S SIGNATURE

OPTIONAL INFORMATION

The information below is not required by law. However, it could prevent fraudulent attachment of this acknowledgment to an unauthorized document.

CAPACITY CLAIMED BY SIGNER (PRINCIPAL)

- ☐ INDIVIDUAL
☐ CORPORATE OFFICER

TITLE(S)

- ☐ PARTNER(S)
☐ ATTORNEY-IN-FACT
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR

☒ OTHER: CHIEF,
LAND MANAGEMENT DIVISION

SIGNER IS REPRESENTING:

NAME OF PERSON(S) OR ENTITY(IES)
CALIFORNIA STATE LANDS Commission

DESCRIPTION OF ATTACHED DOCUMENT

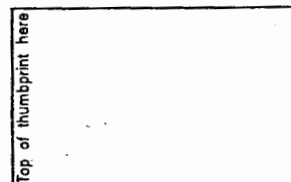
GRANT DEED City of South San
TITLE OR TYPE OF DOCUMENT FRANCISCO

5
NUMBER OF PAGES

DATE OF DOCUMENT

OTHER

RIGHT THUMBPRINT
OF
SIGNER





RECORDED AT THE REQUEST OF
AND WHEN RECORDED MAIL TO:
STATE OF CALIFORNIA
California State Lands Commission
Attn: Title Unit
100 Howe Avenue, Suite 100-South
Sacramento, CA 95825-8202

STATE OF CALIFORNIA
OFFICIAL BUSINESS
Document entitled to free recordation
pursuant to Government Code Section 27383

NO TAX DUE -0-
SLC No. W 25463

SPACE ABOVE THIS LINE FOR RECORDER'S USE

A.P.N.

CERTIFICATE OF ACCEPTANCE AND CONSENT TO RECORDING

Government Code 27281

This is to certify that the State of California, acting by and through the State Lands Commission, an Agency of the State of California, hereby accepts the right, title and interest in real property conveyed by, and consents to the recordation of, the attached Grant Deed, dated from **Sierra Point L.L.C.** to the **State of California, acting by and through the State Lands Commission.**

The said interest in real property is accepted by the State of California in its sovereign capacity in trust for the people thereof, as real property of the legal character of tidelands and submerged lands.

This acceptance and consent to recording is executed by and on behalf of the State of California by the State Lands Commission, acting pursuant to law, as approved and authorized by its Calendar/Minute Item No. 42 of its regular public meeting on December 12, 1998, by its duly undersigned officer.

State Lands Commission

Dated: February 23, 1999

By:

Robert C. Hight
Executive Officer



CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of

Sacramento

SS.

On February 23, 1999, before me,

Date

Sharon Shaw Notary Public

Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared

Robert C. Night

Name(s) of Signer(s)

☒ personally known to me

☐ 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.



WITNESS my hand and official seal.

Sharon Shaw

Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document:

Certificate of Acceptance and Consent No Recording - Sierra Pacific L.C.

Document Date:

February 23, 1999

Number of Pages:

1

Signer(s) Other Than Named Above:

None

Capacity(ies) Claimed by Signer

Signer's Name:

Robert C. Night

☐ Individual

☐ Corporate Officer — Title(s):

☐ Partner — ☐ Limited ☐ General

☐ Attorney in Fact

☐ Trustee

☐ Guardian or Conservator

☒ Other:

Executive Officer

Signer Is Representing:

State Lands Commission

RIGHT THUMBPRINT OF SIGNER

Top of thumb here