

OWNER'S STATEMENT

WE HEREBY STATE THAT WE ARE THE OWNERS OF OR HAVE SOME RIGHT, TITLE OR INTEREST IN AND TO THE REAL PROPERTY INCLUDED WITHIN THE DISTINCTIVE BORDER LINE SHOWN UPON THE HERIN MAP: THAT WE ARE THE ONLY PERSONS WHOSE CONSENT IS NECESSARY TO PASS A CLEAR TITLE TO SAID REAL PROPERTY AS SET FORTH UNDER GOVERNMENT CODE, SECTION 66436 (d) THAT WE HEREBY CONSENT TO THE PREPARATION AND FILING OF SAID MAP AND SUBDIVISION AS SHOWN WITHIN THE DISTINCTIVE BORDER LINE.

WE HEREBY DEDICATE TO PUBLIC USE AND OFFER TO DEDICATE TO THE CITY OF GILROY EASEMENTS FOR ANY AND ALL PUBLIC SERVICE PURPOSES INCLUDING, BUT NOT LIMITED TO POLES, WIRES AND CONDUITS FOR ELECTRICAL, TELEPHONE, TELEVISION, TRAFFIC SIGNALS, GAS, STORM, SANITARY, WATER SERVICES, SIDEWALKS AND ALL APPURTENANCES THERETO UNDER, OVER, ON AND ACROSS THAT STRIP OF LAND SHOWN AS P.U.E. (PUBLIC USE EASEMENT) AS SHOWN.

WE HEREBY OFFER TO DEDICATE TO THE CITY OF GILROY AN EASEMENT FOR ACCESS TO AND MAINTENANCE OF MAIN LINES FOR STORM DRAINAGE, SANITARY SEWER AND WATER AND ALL APPURTENANCES THERETO UNDER, OVER, ON AND ACROSS ALL PRIVATE STREETS (DESIGNATED A.M.A.L.M.E. - ACCESS & MAINTENANCE EASEMENT) AS SHOWN.

WE HEREBY OFFER TO DEDICATE TO THE CITY OF GILROY AN EASEMENT FOR TREE PLANTING UNDER, OVER, ON AND ACROSS THAT STRIP OF LAND DESIGNATED: T.P.E. (TREE PLANTING EASEMENT) AS SHOWN ON THE WITHIN MAP.

WE HEREBY RESERVE TO THE OWNERS OF LOTS 1 TO 36 (TRACT 8865) AND LOTS 37 TO 60 RIGHTS OF INGRESS, EGRESS AND PUBLIC UTILITIES INCLUDING BUT NOT LIMITED TO ELECTRICITY, GAS, COMMUNICATIONS, TV, WATER, SANITARY SEWER, STORM DRAINS AND THEIR NECESSARY APPURTENANCES UNDER, OVER, ON AND ACROSS BLUE PARROT COURT (PRIVATE STREET) AS SHOWN, BLUE PARROT COURT WILL BE CONVEYED TO THE HOMEOWNERS ASSOCIATION.

WE HEREBY RESERVE TO THE OWNERS OF LOTS 1 TO 36 (TRACT 8865) AND LOTS 37 TO 60 RIGHTS TO PARCEL 'A' FOR PARK AND RECREATION PURPOSES. PARCEL 'A' WILL BE CONVEYED TO THE HOMEOWNERS ASSOCIATION.

SUBDIVIDER SHALL DEFEND, INDEMNIFY AND HOLD HARMLESS THE CITY, ITS CITY COUNCIL, PLANNING COMMISSION, AGENTS, OFFICERS AND EMPLOYEES FROM ANY CLAIM, ACTION OR PROCEEDING AGAINST THE CITY OR ITS CITY COUNCIL, PLANNING COMMISSION, AGENTS, OFFICERS OR EMPLOYEES TO ATTACK, SET ASIDE, VOID OR ANNUL AN APPROVAL OF THE CITY, CITY COUNCIL, PLANNING COMMISSION, OR OTHER BOARD, ADVISORY AGENCY OR LEGISLATIVE BODY CONCERNING THIS SUBDIVISION. CITY WILL PROMPTLY NOTIFY THE SUBDIVIDER OF ANY CLAIM, ACTION OR PROCEEDING AGAINST IT AND WILL COOPERATE FULLY IN THE DEFENSE. THIS CONDITION IS IMPOSED PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 66474.9. ALL OF THE HEREN DESCRIBED STREETS, PARCELS AND EASEMENTS SHALL BE KEPT FREE OF ALL BUILDINGS, EXCEPT LAWFUL UNSUPPORTED ROOF OVERHANGS, AND OBSTRUCTIONS THAT IMPAIR THE USE OR ARE INCONSISTENT WITH THE PURPOSES OF THE STREET OR EASEMENT.

OWNERS:

L.J.W. ENTERPRISES, INCORPORATED, A CALIFORNIA CORPORATION

BY: Harry J. Willard HARRY J. WILLARD, PRESIDENT

TRUSTEE:

OLD REPUBLIC TITLE COMPANY, A CALIFORNIA CORPORATION

BY: James R. Barnett Thomas J. Judd
Asst. Sec. Vice Pres.

Tract No. 8898
"Heritage Place"

Unit 2

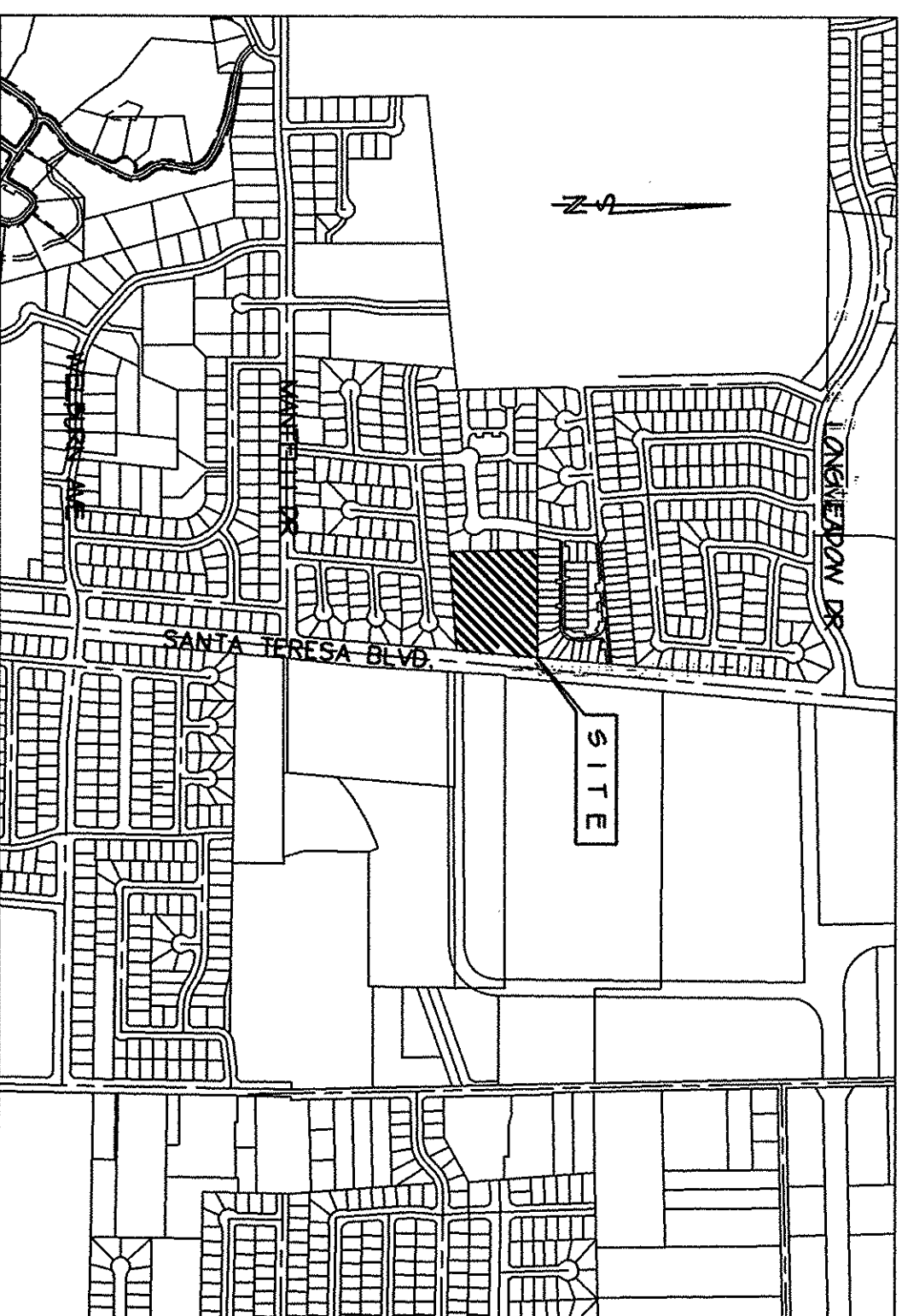
A Subdivision of Parcel 'B'
Book 666 of Maps, Pages 41 to 43

in the

City of Gilroy, California

AUGUST, 1996

SCALE: AS NOTED



STATE OF CALIFORNIA }
COUNTY OF Santa Clara } SS

ON 10-30-96 BEFORE ME, Jill M. Johnson
PERSONALLY APPEARED Harry J. Willard

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

NOTARY'S SIGNATURE

John M. Johnson

EXPIRATION OF NOTARY'S COMMISSION

March 13, 1998

SANTA CLARA COUNTY

Commission No. 1019752

STATE OF CALIFORNIA }
COUNTY OF Santa Clara } SS

ON November 8, 1996 BEFORE ME, Rob B. Book
PERSONALLY APPEARED James R. Barnett

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

NOTARY'S SIGNATURE

Rob B. Book

EXPIRATION OF NOTARY'S COMMISSION

July 24, 1998

SANTA CLARA COUNTY

Commission No. 1032098

ENGINEER'S STATEMENT

I HEREBY STATE THAT THIS FINAL MAP AND THE SURVEY WERE MADE BY ME OR UNDER MY DIRECTION; THAT THE SURVEY MADE DURING SEPTEMBER, 1996, IS TRUE AND COMPLETE AS SHOWN; THAT ALL THE MONUMENTS ARE OF THE CHARACTER AND OCCUPY THE POSITIONS INDICATED, OR WILL BE SET IN SUCH POSITIONS ON OR BEFORE SEPT., 1997 AND THAT SUCH MONUMENTS ARE SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED.

SIGNED AND SEALED

Arnold R. Brunetti

ARNOLD R. BRUNETTI
R.C.E. NO. 17186, EXP. 6/30/97

CITY ENGINEER'S STATEMENT

I HEREBY STATE THAT I HAVE EXAMINED THE FINAL MAP OF TRACT NO. 8898, "HERITAGE PLACE - UNIT 2", THE SUBDIVISION AS SHOWN THEREON IS SUBSTANTIALLY THE SAME AS IT APPEARED ON THE APPROVED TENTATIVE MAP THEREOF AND ANY APPROVED ALTERATIONS; THAT ALL THE PROVISIONS OF THE SUBDIVISION MAP ACT AND ANY LOCAL ORDINANCE APPLICABLE AT THE TIME OF THE APPROVAL OF THE TENTATIVE MAP HAVE BEEN COMPLIED WITH AND THAT I AM SATISFIED THAT SAID MAP IS TECHNICALLY CORRECT.

DATED: Nov. 20, 199 5

Norman S. Allen
NORMAN S. ALLEN
R.C.E. NO. 26092
EXPIRES: 3-31-98

STATEMENT OF THE PLANNING COMMISSION

I HEREBY STATE THAT THE MAP OF TRACT NO. 8898, "HERITAGE PLACE - UNIT 2" SUBDIVISION WAS DULY APPROVED BY THE PLANNING COMMISSION OF THE CITY OF GILROY ON May 5, 199 4

Norman S. Allen
NORMAN S. ALLEN
SECRETARY

STATEMENT OF THE CITY CLERK

THE MAP OF TRACT NO. 8898, "HERITAGE PLACE - UNIT 2" SUBDIVISION HAVING BEEN PRESENTED TO THE CITY COUNCIL OF THE CITY OF GILROY, CALIFORNIA, ON THE 18th DAY OF November, 199 6, IT IS HEREBY ORDERED BY SAID COUNCIL THAT THE SAID MAP IS HEREBY APPROVED. IT IS ORDERED THAT ALL DEDICATED EASEMENTS SHOWN UPON SAID MAP BE ACCEPTED ON BEHALF OF THE PUBLIC FOR THE USE INTENDED.

Susanne Steinmetz
SUSANNE STEINMETZ
CITY CLERK, CITY OF GILROY

RECORDER'S STATEMENT

FILED THIS 19th DAY OF December, 199 6 AT 3:44 P.M. IN BOOK 665 OF MAPS AT PAGE 10 AND 11 AT THE REQUEST OF HANNA & BRUNETTI.

FILE NO. 13557079

BRENDA DAVIS
COUNTY RECORDER, COUNTY OF SANTA CLARA
STATE OF CALIFORNIA

FEE: \$10.00

BY: James R. Barnett DEPUTY

HANNA & BRUNETTI

CIVIL ENGINEERS & SURVEYORS - GILROY, CALIF.

SHEET 1 OF 2 SHEETS

JOB NO. 96040