

TRACT NO. 7097
BEING A SUBDIVISION FOR CONDOMINIUM PURPOSES OF
LOT 1 OF LOT LINE ADJUSTMENT NO. 99-9,
INSTRUMENT NO. 99156159, IN THE CITY OF FREMONT,
COUNTY OF ALAMEDA, STATE OF CALIFORNIA
AUGUST 1999

STATEMENT OF OWNERS

THE UNDERSIGNED, ANDALUSIA-FREMONT LP, A CALIFORNIA LIMITED PARTNERSHIP, HEREAFTER REFERRED TO AS "OWNER" DOES HEREBY STATE THAT IT IS THE OWNER OF ALL THE LANDS DELINEATED AND EMBRACED WITHIN THE HEAVY BROKEN LINE UPON THE HEREIN EMBODIED FINAL MAP, ENTITLED "TRACT 7097", CITY OF FREMONT, COUNTY OF ALAMEDA, STATE OF CALIFORNIA, CONSISTING OF TWO SHEETS, THIS STATEMENT BEING UPON SHEET ONE THEREOF; THAT IT HAS CAUSED SAID MAP TO BE PREPARED FOR RECORD AND CONSENTS TO THE PREPARATION AND RECORDATION OF SAID MAP; THAT SAID MAP PARTICULARLY SETS FORTH AND DESCRIBES ALL THE LOTS INTENDED FOR SALE BY THEIR NUMBER AND PRECISE WIDTH AND LENGTH; THAT SAID MAP PARTICULARLY SETS FORTH AND DESCRIBES THE PARCELS OF GROUND RESERVED FOR PUBLIC PURPOSES BY THEIR BOUNDARIES, COURSE AND EXTENT.

AND SAID OWNER HEREBY DECLARES THAT ALL OF THE STREETS SHOWN ON SAID MAP AS "P.V.A.W." (PRIVATE VEHICLE ACCESS WAY) NOT PREVIOUSLY SHOWN ON "TRACT 5996", MAP BOOK 186, PAGE 14. ARE ESTABLISHED AS ACCESS WAYS FOR THE MUTUAL BENEFIT OF LOTS 1 AND 2 OF LOT LINE ADJUSTMENT 99-9, AS RECORDED IN INSTRUMENT NO. 99156159, AND ARE NOT OFFERED FOR DEDICATION FOR PUBLIC USE. MAINTENANCE OF THE P.V.A.W. IS THE RESPONSIBILITY OF THE ANDALUSIA HOMEOWNER'S ASSOCIATION.

AND SAID OWNER HEREBY DEDICATES TO THE PUBLIC FOREVER A RIGHT OF WAY AND EASEMENT FOR INGRESS AND EGRESS OF EMERGENCY VEHICLES OVER, UPON AND ACROSS THOSE CERTAIN STRIPS OF LAND DESIGNATED AS : "E.V.A.E." (EMERGENCY VEHICLE ACCESS EASEMENT) AS DELINEATED ON THIS MAP NOT PREVIOUSLY SHOWN ON "TRACT 5996", MAP BOOK 186, PAGE 14.

PRIVATE SANITARY SEWER EASEMENTS ("P.S.S.E.") AND PRIVATE STORM DRAIN EASEMENTS ("P.S.D.E.") AS SHOWN ON THIS MAP ARE FOR THE MUTUAL BENEFIT OF LOTS 1 AND 2 OF LOT LINE ADJUSTMENT 99-9, AS RECORDED IN INSTRUMENT NO. 99156159. THE MAINTENANCE OF THE SEWER FACILITIES AND THE STORM FACILITIES LYING WITHIN THE EASEMENTS IS THE RESPONSIBILITY OF THE ANDALUSIA HOMEOWNER'S ASSOCIATION. THESE EASEMENTS ARE NOT OFFERED FOR PUBLIC USE.

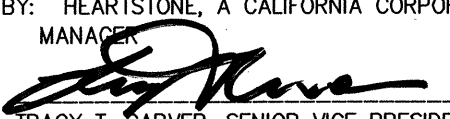
AND SAID OWNER HEREBY DEDICATES TO THE PUBLIC FOREVER, EASEMENTS WITH THE RIGHT OF INGRESS AND EGRESS FOR THE CONSTRUCTION AND MAINTENANCE OF APPLICABLE STRUCTURES AND APPURTENANCES UNDER, UPON AND OVER ANY AREA OR STRIP OF LAND DESIGNATED AS: "P.U.E." (PUBLIC UTILITY EASEMENT) AND W.L.E. (WATER LINE EASEMENT), AS DELINEATED AND DESIGNATED ON THIS MAP. SAID AREAS OR STRIPS OF LAND TO BE KEPT OPEN AND FREE FROM BUILDINGS AND STRUCTURES OF ANY KIND EXCEPT APPLICABLE UTILITY STRUCTURES AND APPURTENANCES, IRRIGATION SYSTEMS AND APPURTENANCES AND LAWFUL FENCES.

AND OWNER DECLARES THAT SAID TRACT MAP IS FOR CONDOMINIUM PURPOSES.

IN WITNESS WHEREOF, SAID OWNER HAS CAUSED THIS STATEMENT AND THESE DEDICATIONS TO BE EXECUTED THIS 29th DAY OF November, 1999.

A
ANDALUSIA-FREMONT L.P., A CALIFORNIA LIMITED PARTNERSHIP

BY: MSII/SEPH GP, LLC, A CALIFORNIA LIMITED LIABILITY
COMPANY, GENERAL PARTNER

BY: HEARTSTONE, A CALIFORNIA CORPORATION
MANAGER

TRACY T. CARVER, SENIOR VICE PRESIDENT-
GENERAL COUNSEL

OWNERS ACKNOWLEDGMENT

STATE OF CALIFORNIA) SS
COUNTY OF ~~ALAMEDA~~ SAN FRANCISCO

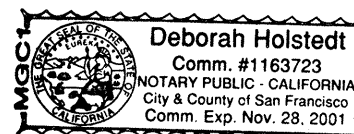
ON November 29, 1999, BEFORE ME, DEBORAH HOLSTEDT A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED TRACY T. CARVER AND HEARTSTONE PERSONALLY KNOWN TO ME (OR PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE) TO BE THE PERSONS WHO EXECUTED THE WITHIN INSTRUMENT AS S.V.P. AND HEARTSTONE ON BEHALF OF HEARTSTONE, THE HEARTSTONE HEREIN NAMED, AND ACKNOWLEDGED TO ME THAT SUCH HEARTSTONE EXECUTED THE WITHIN INSTRUMENT PURSUANT TO ITS BY-LAWS OR A RESOLUTION OF ITS BOARD OF DIRECTORS.

WITNESS MY HAND AND OFFICIAL SEAL

SIGNATURE

MY COMMISSION EXPIRES 11/28/01

SEAL



PROPERTY DESCRIPTION

RESULTANT LOT 1 OF LOT LINE ADJUSTMENT 99-9, RECORDED IN INSTRUMENT NO. 99156159, ALAMEDA COUNTY RECORDS, STATE OF CALIFORNIA

STATEMENT OF CITY CLERK

I, Marian Handa, CITY CLERK AND CLERK OF THE COUNCIL OF THE CITY OF FREMONT, COUNTY OF ALAMEDA, STATE OF CALIFORNIA, DO HEREBY STATE THAT THE HEREIN EMBODIED MAP, ENTITLED "TRACT 7097, CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA," CONSISTING OF TWO SHEETS, THIS STATEMENT BEING UPON SHEET ONE THEREOF, WAS PRESENTED TO SAID COUNCIL OF THE CITY OF FREMONT, AS PROVIDED BY LAW, AT A REGULAR MEETING HELD ON THE 14th DAY OF December, 1999, AND THAT SAID COUNCIL OF THE CITY OF FREMONT DID THEREUPON, BY RESOLUTION NO. 9484 DULY PASSED AND ADOPTED AT SAID MEETING, APPROVE SAID MAP AND ACCEPT ON BEHALF OF THE PUBLIC ALL PARCELS OF LAND AS OFFERED FOR DEDICATION FOR PUBLIC USE IN CONFORMITY WITH THE TERMS OF THE OFFER OF DEDICATION.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND THIS 20th DAY OF December, 1999

Marian Handa
CITY CLERK AND CLERK OF THE COUNCIL OF THE CITY OF
FREMON, COUNTY OF ALAMEDA, STATE OF CALIFORNIA

CLERK'S STATEMENT

STATE OF CALIFORNIA)SS
COUNTY OF ALAMEDA)

I, CRYSTAL K. HISHIDA, CLERK OF THE BOARD OF SUPERVISORS OF THE COUNTY OF ALAMEDA, STATE OF CALIFORNIA, HEREBY STATE, AS CHECKED BELOW THAT:

[☒] AN APPROVED check ~~BOND~~ HAS BEEN FILED WITH THE SUPERVISORS OF THE SAID COUNTY AND STATE IN THE AMOUNT OF \$509.00 CONDITIONED FOR THE PAYMENT OF ALL TAXES AND SPECIAL ASSESSMENTS COLLECTED AS TAXES WHICH ARE NOW A LIEN AGAINST SAID LAND OR ANY PART THEREOF BUT NOT YET PAYABLE AND WAS DULY APPROVED BY SAID BOARD IN SAID AMOUNT.

[] ALL TAXES AND SPECIAL ASSESSMENTS COLLECTED AS TAXES HAVE BEEN PAID, AS STATED BY THE TREASURER-TAX COLLECTOR OF THE COUNTY OF ALAMEDA.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND THIS 21st DAY OF December, 1999

CRYSTAL K. HISHIDA
CLERK OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF ALAMEDA,
STATE OF CALIFORNIA

BY DD Carver
DEPUTY CLERK

RECORDER'S STATEMENT

FILED AT THE REQUEST OF FIRST AMERICAN TITLE GUARANTY COMPANY, AT 8:30 A.M. ON THE 11th DAY OF January, 2000, IN THE OFFICE OF THE COUNTY RECORDER OF THE COUNTY OF ALAMEDA, STATE OF CALIFORNIA, IN BOOK 250 OF MAPS, PAGES 21 TO 22, INCLUSIVE SERIES NO. 2000008003

FEE: \$10.00

COUNTY RECORDER IN AND FOR THE
COUNTY OF ALAMEDA,
STATE OF CALIFORNIA
BY Sh
DEPUTY

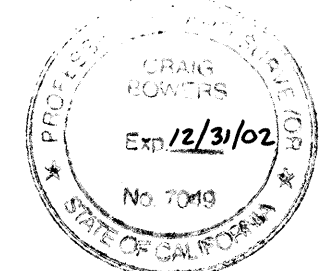


SURVEYOR'S STATEMENT

THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION AND WAS COMPILED FROM RECORD DATA IN CONFORMANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCE AT THE REQUEST OF ANDALUSIA - FREMONT, LP IN MARCH, 1999. I HEREBY STATE THAT THIS TRACT MAP SUBSTANTIALLY CONFORMS TO THE APPROVED OR CONDITIONALLY APPROVED TENTATIVE MAP.

CRAIG C. BOWERS
P.L.S. NO. 7049
EXPIRES 12/31/02

C. Bowers



STATEMENT OF CITY ENGINEER

I, ROBERT WILSON, CITY ENGINEER OF THE CITY OF FREMONT, STATE OF CALIFORNIA DO HEREBY STATE THAT I HAVE EXAMINED THE HEREIN EMBODIED FINAL MAP ENTITLED "TRACT 7097, CITY OF FREMONT, ALAMEDA COUNTY, CALIFORNIA," CONSISTING OF TWO SHEETS, THIS STATEMENT BEING UPON SHEET ONE THEREOF, AND THAT THE SUBDIVISION AS SHOWN UPON SAID MAP IS SUBSTANTIALLY THE SAME AS SAID SUBDIVISION APPEARED ON THE VESTING TENTATIVE MAP AND ANY APPROVED ALTERATION THEREOF; THAT ALL PROVISIONS OF THE SUBDIVISION MAP ACT OF THE STATE OF CALIFORNIA AND AMENDMENTS THERETO AND OF ANY LOCAL ORDINANCE APPLICABLE AT THE TIME OF APPROVAL OF THE VESTING TENTATIVE MAP HAVE BEEN COMPLIED WITH AND THAT I AM SATISFIED THAT SAID MAP IS TECHNICALLY CORRECT.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND THIS 20th DAY OF December, 1999

Robert Wilson
ROBERT WILSON, CITY ENGINEER OF THE CITY OF FREMONT,
ALAMEDA COUNTY, STATE OF CALIFORNIA

RCE 31001 EXP 3/31/2000

THE CULVER GROUP, INC.

Engineering • Construction Management
Land Survey Services
6479 Sierra Lane
Dublin, California 94568
925 / 556-6252 • FAX 925 / 556-3364

Tract Map 7097
Map BK 250
PP 21-22