



CITY OF SAN JOSÉ, CALIFORNIA

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City Clerk

STATE OF CALIFORNIA)
COUNTY OF SANTA CLARA)
CITY OF SAN JOSE)

I, Lee Price, City Clerk & Ex-Officio Clerk of the Council of and for the City of San Jose, in said County of Santa Clara, and State of California, do hereby certify that "**Ordinance No. 28755**", the original copy of which is attached hereto, was passed for publication of title on the **15th day of June, 2010**, was published in accordance with the provisions of the Charter of the City of San Jose, and was given final reading and adopted on the **22nd day of June, 2010**, by the following vote:

AYES: CAMPOS, CHIRCO, CHU, CONSTANT, HERRERA, KALRA,
LICCARDO, NGUYEN, OLIVERIO, PYLE; REED.

NOES: NONE.

ABSENT: NONE.

DISQUALIFIED: NONE.

VACANT: NONE.

Said ordinance is effective as of **23rd day of July, 2010**.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of San Jose, this **28th day of June, 2010**.

(SEAL)

LEE PRICE, MMC
CITY CLERK & EX-OFFICIO
CLERK OF THE CITY COUNCIL

/rmk

ORDINANCE NO. 28755

AN ORDINANCE OF THE CITY OF SAN JOSÉ REZONING CERTAIN REAL PROPERTY SITUATED AT THE EASTERLY TERMINUS OF SKYWAY DRIVE, EAST OF MONTEREY ROAD (100 SKYWAY DRIVE) FROM A(PD) PLANNED DEVELOPMENT ZONING DISTRICT TO A(PD) PLANNED DEVELOPMENT ZONING DISTRICT

WHEREAS, all rezoning proceedings required under the provisions of Chapter 20.120 of Title 20 of the San José Municipal Code have been duly had and taken with respect to the real property hereinafter described; and

WHEREAS, that certain Valley Christian School and South Valley Christian Church EIR was prepared for and certified by the City of San José in connection with Rezoning File No. PDC89-051, the City Council adopted Resolution No. 65245 in connection with said EIR, and the Director of Planning prepared and approved as of June 3, 2010 an addendum to said EIR to account for changes in the project from that described in said EIR, none of which actions and determinations have been protested, challenged or appealed; and

WHEREAS, the City Council of the City of San José is the decision-making body for the proposed subject rezoning to A(PD) Planned Development Zoning District; and

WHEREAS, this Council has considered the EIR, together with Resolution No. 65245 and Addenda thereto, all prior to taking any approval actions on this proposed rezoning project.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SAN JOSÉ:

SECTION 1. All that real property hereinafter described in this section, hereinafter referred to as "subject property," is hereby rezoned as A(PD) Planned Development.

The base district zoning of the subject property shall be A-Agricultural. The PD zoning of the subject property shall be that development plan for the subject property entitled, "City File # PDC10-009," **dated April 22, 2010.**

Said General Development Plan is on file in the office of the Director of Planning and is available for inspection by anyone interested therein, and said General Development Plan is by this reference adopted and incorporated herein the same as if it were fully set forth herein.

The subject property referred to in this section is all that real property situated in the County of Santa Clara, State of California, described in Exhibit "A" attached hereto and incorporated herein by this reference.

SECTION 2. The district map of the City is hereby amended accordingly.

SECTION 3. The land development approval that is the subject of City File No. PDC10-009 is subject to the operation of Part 2.75 of Chapter 15.12 of Title 15 of the San José Municipal Code. The applicant for or recipient of such land use approval hereby acknowledges receipt of notice that the issuance of a building permit to implement such land development approval may be suspended, conditioned or denied where the City Manager has determined that such action is necessary to remain within the aggregate operational capacity of the sanitary sewer system available to the City of San José or to meet the discharge standards of the sanitary sewer system imposed by the California Regional Water Quality Control Board for the San Francisco Bay Region.

PASSED FOR PUBLICATION of title this 15th day of June, 2010 by the following vote:

AYES: CAMPOS, CHIRCO, CHU, CONSTANT, HERRERA,
KALRA, LICCARDO, NGUYEN, OLIVERIO, PYLE; REED.
NOES: NONE.
ABSENT: NONE.
DISQUALIFIED: NONE.



CHUCK REED
Mayor

ATTEST:



LEE PRICE, MMC
City Clerk

LEGAL DESCRIPTION

Real property in the City of San Jose, County of Santa Clara, State of California, described as follows:

PARCEL ONE:

BEGINNING AT A POINT OF INTERSECTION OF THE SOUTHWESTERLY LINE OF THAT CERTAIN PARCEL OF LAND DESCRIBED IN THE DEED FROM ALBERT R. REES, ET UX, TO MONTEREY HIGHLANDS, INC., DATED JULY 11, 1961 AND RECORDED JULY 14, 1961 IN BOOK 5230 OF OFFICIAL RECORDS, PAGE 502, WITH THE EAST LINE OF LOT 8 OF THE SANTA TERESA RANCHO; THENCE ALONG SAID EAST LINE SOUTH 0° 32' EAST 244.48 FEET TO A ¾ INCH PIPE; THENCE LEAVING SAID EAST LINE AND RUNNING NORTH 65° 15' WEST 674.3 FEET; THENCE SOUTH 83° 15' WEST 259.31 FEET; THENCE NORTH 76° 50' WEST 160.35 FEET; THENCE NORTH 77° 51' WEST 201.13 FEET; THENCE NORTH 79° 53' WEST 196.58 FEET; THENCE NORTH 58° 54' WEST 175.32 FEET; THENCE NORTH 67° 05' WEST 209.72 FEET AND NORTH 72° 58' WEST 229.35 FEET TO A 2" X 2" REDWOOD STAKE AT THE MOST SOUTHERLY CORNER OF LOT 20 OF MESA DOLORES, AS RECORDED IN VOLUME "X" OF MAPS, AT PAGES 52 AND 53, RECORDS OF SANTA CLARA COUNTY, CALIFORNIA; THENCE ALONG THE EASTERLY LINE OF SAID LOT 20, NORTH 15° 00' EAST 350.61 FEET TO THE NORTHERLY LINE OF THAT CERTAIN TRACT OF LAND CONVEYED BY HERMAN C. AND LIZZIE KORF TO OSCAR ECKSTEIN, AS RECORDED SEPTEMBER 13, 1928, RECORDS OF SANTA CLARA COUNTY, CALIFORNIA AND RUNNING THENCE ALONG SAID NORTH LINE SOUTH 75° 50' EAST 741.52 FEET; THENCE NORTH 84° 03' EAST 90.93 FEET; THENCE NORTH 46° 35' EAST 296.7 FEET; THENCE NORTH 56° 05' EAST 195.08 FEET AND NORTH 0° 37' WEST 26.11 FEET TO THE POINT OF INTERSECTION THEREOF WITH THE SOUTHWESTERLY LINE OF SAID PARCEL SO DEEDED TO MONTEREY HIGHLANDS, INC., THENCE ALONG SAID LAST NAMED LINE THE FOLLOWING BEARINGS AND DISTANCES: NORTH 89° 50' EAST 23.43 FEET; THENCE ALONG THE WESTERLY LINE OF SAN RAMON DRIVE (A 60 FOOT PRIVATE RIGHT OF WAY) ON A CURVE TO THE RIGHT, HAVING A RADIUS OF 50.00 FEET, THROUGH A CENTRAL ANGLE OF 52° 06' 15" 45.47 FEET; THENCE SOUTH 38° 03' 45" EAST 59.22 FEET; THENCE ON A CURVE TO THE RIGHT, HAVING A RADIUS OF 720.00 FEET, THROUGH A CENTRAL ANGLE OF 7° 38' 30" 96.03 FEET; THENCE FROM A TANGENT THAT BEARS SOUTH 30° 25' 15" EAST, ON A CURVE TO THE LEFT HAVING A RADIUS OF 1030.00 FEET, THROUGH A CENTRAL ANGLE OF 5° 43' 45", 102.99 FEET; THENCE SOUTH 36° 09' 00" EAST 200.00 FEET; THENCE ON A CURVE TO THE LEFT, HAVING A RADIUS OF 780.00 FEET, THROUGH A CENTRAL ANGLE OF 12° 13' 45", 166.48 FEET; THENCE FROM A TANGENT THAT BEARS SOUTH 48° 22' 45" EAST ON A CURVE TO THE RIGHT, HAVING RADIUS OF 120.00 FEET, THROUGH A CENTRAL ANGLE OF 38° 22' 30", 80.37 FEET; THENCE FORM A TANGENT THAT BEARS SOUTH 10° 00' 15" EAST ON A CURVE TO THE LEFT, HAVING A RADIUS OF 500.00 FEET, THROUGH A CENTRAL ANGLE OF 25° 10' 30", 219.69 FEET; THENCE LEAVING THE WESTERLY LINE OF SAN RAMON DRIVE FROM A TANGENT SOUTH 35° 10' 45" EAST, ON A CURVE TO THE LEFT, HAVING A RADIUS OF 180.68 FEET; THOUGH A CENTRAL ANGLE OF 37° 43', 118.94 FEET; THENCE SOUTH 72° 53' 45" EAST 40.78 FEET TO A POINT ON THE LINE BETWEEN LOTS 4 AND 8 OF SANTA TERESA RANCHO; AND THE POINT OF BEGINNING OF THIS DESCRIPTION AND BEING A PORTION OF LOT 8 OF THE SANTA TERESA RANCHO.

ALSO EXCEPTING THEREFROM THAT CERTAIN PARCEL CONVEYED TO ADVANCE DEVELOPERS, INC., A CALIFORNIA CORPORATION BY DEED RECORDED SEPTEMBER 24, 1984 IN BOOK I 905, PAGE 463 OF OFFICIAL RECORDS, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEASTERLY CORNER OF LOT 1 OF TRACT NO. 95, A MAP OF "LOS

RANCHITOS", WHICH WAS FILED FOR RECORD IN BOOK 3 OF MAPS AT PAGE 50, SANTA CLARA COUNTY RECORDS; THENCE FROM SAID POINT OF BEGINNING, ALONG THE EASTERLY PROLONGATION OF THE NORTHERLY LINE OF SAID LOT 1 N. 89° 53' 10" E. 22.91 FT. TO A POINT IN THE WESTERLY LINE OF THAT CERTAIN PARCEL OF LAND DESCRIBED IN THE GRANT DEED FROM ALBERT R. REES AND EMMA A. REES TO MONTEREY HIGHLAND, INC., A CORPORATION, WHICH DEED WAS FILED FOR RECORD IN BOOK 5230 OFFICIAL RECORDS AT PAGES 502, 503 AND 504, SANTA CLARA COUNTY RECORDS; THENCE ALONG SAID WESTERLY LINE, ALONG A TANGENT CURVE TO THE RIGHT WITH A RADIUS OF 50.00 FT., THROUGH A CENTRAL ANGLE OF 45° 34' 34" FOR AN ARC LENGTH OF 39.77 FT. TO A POINT IN A LINE PARALLEL WITH THE CENTERLINE OF SENTER ROAD AS SHOWN ON SAID TRACT NO. 95 AND DISTANT, SOUTHERLY, 45.00 FT. MEASURED AT RIGHT ANGLES; THENCE LEAVING SAID WESTERLY LINE ALONG SAID PARALLEL LINE, S. 89° 53' 10" W. 58.32 FT. TO A POINT IN THE EASTERLY LINE OF SAID LOT 1; THENCE ALONG SAID EASTERLY LINE, N. 1° 13' 50" W. 15.00 FT. TO THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM THAT CERTAIN PARCEL CONVEYED TO THE SANTA CLARA VALLEY WATER DISTRICT, A PUBLIC CORPORATION BY DEED RECORDED APRIL 28, 1987 IN BOOK K 125, PAGE 1173 OF OFFICIAL RECORDS, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEING A PORTION OF THE LANDS DESCRIBED IN THE DEED RECORDED IN BOOK I 841 OF OFFICIAL RECORDS AT PAGE 338, AND SHOWN ON THAT CERTAIN RECORD OF SURVEY RECORDED IN BOOK 37 OF MAPS AT PAGE 9, BOTH DOCUMENTS ARE IN THE OFFICE OF THE RECORDER, COUNTY OF SANTA CLARA, STATE OF CALIFORNIA, TO WIT:

BEGINNING AT THE INTERSECTION OF THE MONUMENT LINE OF SENTER ROAD WITH THE NORTHERLY PROLONGATION OF THE EASTERLY LINE OF TRACT NO, 95 AS SAID INTERSECTION IS SHOWN ON THAT CERTAIN MAP ENTITLED "TRACT NO. 95" AND RECORDED IN BOOK 3 OF MAPS AT PAGE 50, SANTA CLARA COUNTY RECORDS; THENCE ALONG SAID PROLONGATIONS. 01° 17' 00" E, 45.01 FEET TO THE TRUE POINT OF BEGINNING; THENCE N. 89° 50' 00" E. 58.26 FEET; THENCE ALONG A CURVE TO THE RIGHT FROM A TANGENT WHICH BEARS S. 44° 36' 07" E., HAVING A RADIUS OF 50.00 FEET THROUGH A CENTRAL ANGLE OF 06° 32' 22" FOR AN ARC DISTANCE OF 5.71 FEET; THENCE S. 38° 03' 45" E. 25.06 FEET; THENCE S. 50° 39' 04" W. 60.08 FEET; THENCE ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 1008.00 FEET THROUGH A CENTRAL ANGLE OF 23° 38' 45" FOR AN ARC DISTANCE OF 416.00 FEET; THENCE S. 27° 00' 19" W. 449.81 FEET TO THE GENERAL SOUTHERLY LINE OF THE LANDS SHOWN ON THE AFORESAID RECORD OF SURVEY; THENCE ALONG SAID SOUTHERLY LINE N. 77° 51' 30" W. 51.73 FEET; THENCE LEAVING SAID SOUTHERLY LINE N. 27° 00' 19" E. 463.08 FEET; THENCE ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 1058.00 FEET, THROUGH A CENTRAL ANGLE OF 18° 02' 12", FOR AN ARC DISTANCE OF 333.06 FEET; THENCE N, 44° 57' 29" W, 25.00 FEET; THENCE N. 56° 08' 00" E. 114.84 FEET; THENCE N. 01° 17' 00" W. 11.07 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL TWO:

A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS AND FOR THE INSTALLATION AND MAINTENANCE OF UTILITY FACILITIES OVER A STRIP OF LAND 60 FEET IN WIDTH, THE CENTERLINE OF WHICH IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF LOT NO. 8 OF THE SANTA TERESA RANCHO, SAID CORNER BEING MARKED BY A ½ INCH IRON PIPE SET ON THE EXTENDED CENTERLINE OF SENTER ROAD, AS SHOWN ON A RECORD OF SURVEY MAP RECORDED MAY 6, 1952 IN THE OFFICE OF THE COUNTY RECORDER OF SANTA CLARA COUNTY IN BOOK 37 OF MAPS, PAGE 9, ENTITLED, "RECORD OF SURVEY OF A PORTION OF THE PROPERTY OF ALBERT R. AND EMMA

REES AND JAMES A. AND ELSIE GODDARD"; THENCE FROM SAID POINT OF BEGINNING SOUTH 89° 50' WEST ALONG THE EXTENDED AND TRUE CENTERLINE OF SENTER ROAD, 625.12 FEET TO THE POINT FORMED BY THE INTERSECTION OF SENTER ROAD AND SAN RAMON DRIVE, AS SHOWN ON SAID RECORD OF SURVEY; THENCE SOUTH 38° 03' 45" EAST ALONG THE CENTER LINE OF SAID SAN RAMON DRIVE 25.34 FEET TO THE INTERSECTION OF SAID CENTERLINE AND THE SOUTHERLY LINE OF SENTER ROAD; SAID POINT BEING THE TRUE POINT OF BEGINNING OF THE EASEMENT TO BE DESCRIBED; THENCE FROM SAID TRUE POINT OF BEGINNING SOUTH 38° 03' 45" EAST 72.98 FEET; THENCE SOUTHERLY ON A CURVE TO THE RIGHT WITH A RADIUS OF 750.00 FEET, THROUGH AN ANGLE OF 7° 38' 30" FOR A DISTANCE OF 100.03 FEET; THENCE CONTINUING SOUTHERLY ON A CURVE TO THE LEFT WITH A RADIUS OF 1,000.00 FEET TANGENT TO THE PRECEDING CURVE; THROUGH AN ANGLE OF 5° 43' 45" FOR A DISTANCE OF 99.99 FEET; THENCE SOUTH 36° 09' EAST 200.00 FEET; THENCE SOUTHERLY ON A CURVE TO THE LEFT WITH A RADIUS OF 750.00 FEET, THROUGH AN ANGLE OF 12° 13' 45" FOR A DISTANCE OF 160.00 FEET; THENCE SOUTHERLY ON A CURVE TO THE RIGHT WITH A RADIUS OF 150.00 FEET, TANGENT TO THE PRECEDING CURVE, THROUGH AN ANGLE OF 38° 22' 30" FOR A DISTANCE OF 100.47 FEET; THENCE SOUTHERLY ON CURVE TO THE LEFT WITH A RADIUS OF 470.00 FEET TANGENT TO THE PRECEDING CURVE, THROUGH AN ANGLE OF 25° 10' 30" FOR A DISTANCE OF 206.51 FEET; THENCE SOUTHERLY ON A CURVE TO THE LEFT WITH A RADIUS OF 148.71 FEET TANGENT TO THE PRECEDING CURVE THROUGH AN ANGLE OF 37° 47' 28" FOR A DISTANCE OF 98.09 FEET; THENCE SOUTH 72° 50' 17" EAST 32.49 FEET TO A POINT ON THE DIVISION LINE BETWEEN LOTS 4 AND 8 OF THE SANTA TERESA RANCHO AND THE TERMINUS OF SAID EASEMENT.

PARCEL THREE:

PARCEL A OF THAT CERTAIN LOT LINE ADJUSTMENT PERMIT, FILE NO. 98-06-071, WHICH WAS FILED FOR RECORD IN THE OFFICE OF THE RECORDER OF THE COUNTY OF SANTA CLARA, STATE OF CALIFORNIA ON OCTOBER 9, 1998, RECORDER'S DOCUMENT NO. 14441282 MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A ¾ INCH IRON PIPE IN THE EAST LINE OF LOT 8 OF THE SANTA TERESA RANCHO, WHICH SAID POINT LIES NORTH 0° 32' WEST 726 FEET FROM A 2X3 STAKE AT THE SOUTHEAST COMER OF THAT CERTAIN TRACT OF LAND CONVEYED BY HERMAN C. AND LIZZIE KORF TO OSCAR H. ECKSTEIN, AS RECORDED SEPTEMBER 13, 1928 IN BOOK 421 OF OFFICIAL RECORDS, PAGE 369, SANTA CLARA COUNTY RECORDS, SAID LAST MENTIONED POINT BEING THE NORTHEAST CORNER OF THAT CERTAIN TRACT OF LAND CONVEYED BY OSCAR H. ECKSTEIN, ET AL, TO E.C. GILL, AS RECORDED OCTOBER 7, 1929 IN BOOK 486 OF OFFICIAL RECORDS, PAGE 175, SANTA CLARA COUNTY RECORDS; THENCE FROM SAID ¾ INCH PIPE SOUTH 0°32' EAST ALONG SAID EAST LINE OF LOT 8 OF THE SANTA TERESA RANCHO 240 FEET; THENCE LEAVING SAID EAST LINE OF LOT 8, NORTH 70° WEST 255.00 FEET; THENCE NORTH 59° 32' WEST 270.00 FEET; THENCE NORTH 43° 02' WEST 129.31 FEET; THENCE NORTH 60° 57' WEST 351.42 FEET TO AN ANGLE POINT IN A PRIVATE RIGHT OF WAY KNOWN AS SAN RAMON DRIVE; THENCE NORTH 83° 15' EAST 259.31 FEET; THENCE SOUTH 65° 15' 374.30 FEET TO THE POINT OF BEGINNING, BEING A PORTION OF LOT 8 OF THE SANTA TERESA RANCHO, SANTA CLARA COUNTY, CALIFORNIA.

AND IN ADDITION THERETO, THE FOLLOWING AREA:

BEGINNING AT A 2"X3" STAKE IN THE SOUTHERLY LINE OF THAT CERTAIN TRACT OF LAND CONVEYED BY HERMAN C. AND LIZZIE KORF TO OSCAR H. ECKSTEIN, AS RECORDED SEPTEMBER 13, 1928 IN BOOK 421 OF OFFICIAL RECORDS, PAGE 369, SANTA CLARA COUNTY RECORDS; RUNNING THENCE ALONG SAID SOUTHERLY LINE THROUGH THE FOLLOWING THREE COURSES, SOUTH 60° 11' EAST 534.82 FEET; NORTH 84° 25' EAST 175.20 FEET; SOUTH 71° EAST 146,18 FEET TO THE EASTERLY LINE OF SANTA CLARA VALLEY WATER DISTRICT

RIGHT OF WAY AS RECORDED JUNE 20, 1986, IN BOOK J 735, AT PAGE 515 OF OFFICIAL RECORDS; THENCE ALONG SAID EASTERLY RIGHT OF WAY LINE NORTH 32° 46' 05" EAST 257.09 FEET; THENCE CONTINUING ALONG SAID RIGHT OF WAY THROUGH A CURVE TO THE LEFT HAVING A RADIUS OF 1017.00 FEET, AND A CENTRAL ANGLE OF 05° 42' 06" FOR AN ARC DISTANCE OF 101.20 FEET; THENCE LEAVING SAID EASTERLY RIGHT OF WAY LINE, SOUTH 80° 07' 31" EAST 147.83 FEET; THENCE ALONG A TANGENT CURVE TO THE RIGHT HAVING A RADIUS OF 500 FEET, THROUGH A CENTRAL ANGLE OF 20° 37' 25" FOR AN ARC DISTANCE OF 180.00 FEET; THENCE SOUTH 59° 29' 55" EAST 190.20 FEET; THENCE ALONG A TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 500.00 FEET THROUGH A CENTRAL ANGLE OF 19° 59' 03" FOR AN ARC DISTANCE OF 174.40 FEET; THENCE SOUTH 78° 39' 53" EAST 298.13 FEET; THENCE NORTH 84° 42' 23" EAST 27.03 FEET TO A POINT ON THE SOUTHERLY LINE OF THE ABOVE FIRST DESCRIBED PARCEL A BEARING NORTH 70° WEST 255.00 FEET FROM THE ABOVE DESCRIBED EAST LINE OF LOT 8, SANTA TERESA RANCHO; THENCE ALONG THE LAST SAID SOUTHERLY LINE THROUGH THE FOLLOWING THREE COURSES, NORTH 59° 32' WEST 270.00 FEET; NORTH 43° 02' WEST 129.3 1 FEET; NORTH 60° 57' WEST 351.42 FEET AN ANGLE POINT IN A PRIVATE RIGHT OF WAY KNOWN AS SAN RAMON DRIVE; THENCE ALONG SAID PRIVATE RIGHT OF WAY THROUGH THE FOLLOWING SIX COURSES, NORTH 76° 58' WEST 160.35 FEET; NORTH 77° 51' WEST 201.19 FEET; NORTH 79° 53' WEST 196.58 FEET; NORTH 58° 54' WEST 175.32 FEET; NORTH 67° 05' WEST 209.72 FEET; NORTH 72° 58' WEST 193.56 FEET TO THE NORTHEAST CORNER OF THAT CERTAIN TRACT OF LAND CONVEYED BY MYRTLE L. CONTIVAL, ET AL, TO H.A. WISDOM, ET UX, BY DEED RECORDED JUNE 1, 1956 IN BOOK 3511, PAGE 1, OFFICIAL RECORDS, SANTA CLARA COUNTY; THENCE ALONG THE EASTERLY LINE OF SAID LAST NAMED TRACT OF LAND, SOUTH 33° 41' WEST 489.44 FEET TO A ¾ INCH IRON PIPE IN THE SOUTHWESTERLY LINE OF THAT CERTAIN 30.035 ACRE TRACT OF LAND DESCRIBED AS PARCEL TWO IN THE DEED FROM MYRTLE L. ECKSTEIN TO MYRTLE L. CONTIVAL, ET AL, RECORDED OCTOBER 13, 1954 IN BOOK 2981 OF OFFICIAL RECORDS, PAGE 31; THENCE ALONG SAID LAST NAMED FINE, SOUTH 49° 26' EAST 64.52 FEET TO THE POINT OF BEGINNING.

AND EXCEPTING THEREFROM, TWO PORTIONS THEREOF FURTHER DESCRIBED AS FOLLOWS:

1. THAT CERTAIN PARCEL OF LAND CONVEYED BY ZONE II PROPERTIES TO SANTA CLARA VALLEY WATER DISTRICT BY DEED RECORDED JUNE 20, 1986, IN BOOK J 735, AT PAGE 515 OFFICIAL RECORDS, MORE PARTICULARLY DESCRIBED AS A PORTION OF THE LANDS DESCRIBED IN THE DEED RECORDED IN BOOK D 997 OF OFFICIAL RECORDS, AT PAGE 297, IN THE OFFICE OF THE RECORDER, COUNTY OF SANTA CLARA, STATE OF CALIFORNIA, TO WIT:

BEGINNING AT THE MOST NORTHERLY CORNER OF LOT 5 AS SAID LOT IS SHOWN ON THAT CERTAIN MAP ENTITLED "TRACT NO. 5406", RECORDED IN BOOK 324 OF MAPS, AT PAGES 48 AND 49, SANTA CLARA COUNTY RECORDS; THEN ALONG THE NORTHERLY LINE OF SAID TRACT AS SHOWN ON SAID MAP N. 71° 18' 47" W., 140.86 FEET TO THE INTERSECTION THEREOF WITH THE NORTHWESTERLY LINE OF SKYWAY DRIVE, AS SHOWN ON SAID MAP, AND THE TRUE POINT OF BEGINNING; THENCE ALONG THE NORTHWESTERLY PROLONGATION OF SAID NORTHERLY LINE, N. 71° 18' 47" W., 53.95 FEET; THENCE LEAVING SAID PROLONGATION, N. 33° 22' 52" E., 261.97 FEET; THENCE ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 967.00 FEET THROUGH A CENTRAL ANGLE OF 06° 11' 51" FOR AN ARC DISTANCE OF 104.60 FEET; THENCE N. 27° 11' 01" E, 159.04 FEET TO THE GENERAL SOUTHERLY LINE OF THE LANDS SHOWN ON THAT CERTAIN RECORD OF SURVEY RECORDED IN BOOK 37 OF MAPS, AT PAGE 09, SANTA CLARA COUNTY RECORDS; THENCE ALONG SAID SOUTHERLY LINE, S. 77° 40' 48" E., 51.73 FEET; THENCE LEAVING SAID SOUTHERLY LINE S. 27° 11' 01" W., 172.31 FEET; THENCE ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 1017.00 FEET THROUGH A CENTRAL ANGLE OF 05° 42' 06" FOR AN ARC DISTANCE OF 101.20 FEET; THENCE S. 32° 53' 07" W., 257.09 FEET TO THE TRUE POINT OF BEGINNING.

BEGINNING AT THE ABOVE MENTIONED $\frac{3}{4}$ INCH IRON PIPE IN THE EAST LINE OF LOT 8, SANTA TERESA RANCHO, THENCE ALONG SAID EAST LINE SOUTH 00° 32' 00" EAST 240 FEET TO THE TRUE POINT OF BEGINNING; THENCE ALONG THE SOUTHERLY LINE OF ABOVE DESCRIBED PARCEL A, NORTH 70° WEST 255.00; THENCE LEAVING SAID LINE, NORTH 89° 38' 45" EAST 243.09 FEET TO THE ABOVE DESCRIBED EAST LINE OF LOT 8; THENCE ALONG SAID EAST LINE, SOUTH 00° 32' 00" EAST 90.29 FEET TO THE TRUE POINT OF BEGINNING.

APN: 684-05-007, 684-05-010, 684-05-015, 684-05-016, 684-05-022 and 684-05-024