



ANDREW POTTER, CCB
EXECUTIVE OFFICER/CLERK

CLERK OF THE BOARD OF SUPERVISORS
1600 PACIFIC HIGHWAY, ROOM 402, SAN DIEGO, CALIFORNIA 92101-2422
(619) 531-5600

RYAN SHARP
ASSISTANT CLERK

ANN MOORE
ASSISTANT CLERK

March 11, 2025

TO: Supervisor Terra Lawson-Remer, Vice Chair
Supervisor Joel Anderson
Supervisor Monica Montgomery Steppe
Supervisor Jim Desmond

FROM: Andrew Potter
Clerk of the Board of Supervisors

REFERRAL

Attached, for your information, is correspondence from Andrea Contreras, Attorney for Peter Blasi with San Diego Dirt Law, regarding a Notice of Intent to File Petition for Writ of Mandate.

Respectfully,


ANDREW POTTER

Attachment

cc: Ebony N. Shelton, Chief Administrative Officer
Dahvia Lynch, Deputy Chief Administrative Officer, Land Use & Environment Group
Board of Supervisors Communications Received

AJP:tz

February 28, 2025

Clerk, San Diego County Board of Supervisors
County Administration Center
1600 Pacific Highway, Rm 402
San Diego, CA, 92101

Re: Notice of Intent to File Petition for Writ of Mandate

To Whom It May Concern:

In accordance with California Public Resources Code section 21167.5, Petitioner Peter Blasi, provides this notice of intent to file a petition under the provisions of the California Environmental Quality Act (CEQA) against respondent County of San Diego challenging the January 29, 2025 Board of Supervisors approval of Agenda Item 5, which comprised approval of a CEQA exemption for Minor Alterations to Land under CEQA Guidelines section 15304 for the September 10, 2024 staff decision approving a minor deviation from Site Plan Permit PDS2014-STP-14-016.

Sincerely,



Andrea Contreras
Attorney for Peter Blasi



ANDREW POTTER, CCB
EXECUTIVE OFFICER/CLERK

CLERK OF THE BOARD OF SUPERVISORS
1600 PACIFIC HIGHWAY, ROOM 402, SAN DIEGO, CALIFORNIA 92101-2422
(619) 531-5600

RYAN SHARP
ASSISTANT CLERK

ANN MOORE
ASSISTANT CLERK

March 11, 2025

TO: Supervisor Terra Lawson-Remer, Vice-Chair
Supervisor Joel Anderson
Supervisor Monica Montgomery Steppe
Supervisor Jim Desmond

FROM: Andrew Potter
Clerk of the Board of Supervisors

REFERRAL

Attached, for your information, is correspondence from Robert E. Anslow with Atkinson, Andelson, Loya, Ruud & Romo, regarding filing of resolution #35-24/25 of the San Marcos Unified School District – Certification of General Obligation Bond Election Conducted Within the San Marcos District on November 5, 2024 (Measure JJ).

Respectfully,


ANDREW POTTER

Attachment

cc: Ebony N. Shelton, Chief Administrative Officer
Cynthia L. Paes, Registrar of Voters
Board of Supervisors Communications Received

AJP:tz

ATKINSON, ANDELSON, LOYA, RUUD & ROMO

A PROFESSIONAL LAW CORPORATION

ATTORNEYS AT LAW

20 PACIFICA, SUITE 1100
IRVINE, CALIFORNIA 92618-3371
(949) 453-4260

FAX (949) 453-4262
WWW.AALRR.COM

CERRITOS

(562) 653-3200

FRESNO

(559) 225-6700

MARIN

(628) 234-6200

PASADENA

(626) 583-8600

PLEASANTON

(925) 227-9200

RIVERSIDE

(951) 683-1122

SACRAMENTO

(916) 923-1200

SAN DIEGO

(858) 485-9526

OUR FILE NUMBER:

52718390.1/005344.00053

Robert.Anslow@aalrr.com
(949) 453-4260

March 3, 2025

VIA OVERNIGHT DELIVERY

Mr. Andrew Potter
Clerk of the Board of Supervisors
County of San Diego
1600 Pacific Highway, Room 402
San Diego, CA 92101

Re: Filing of Resolution # 35-24/25 of the San Marcos Unified School District –
Certification of General Obligation Bond Election Conducted Within the San
Marcos Unified District on November 5, 2024 (Measure JJ)

Dear Mr. Potter:

Our firm is representing the San Marcos Unified School District (“District”) as Bond Counsel with regard to the authorization of general obligation bonds of the District. At the Statewide general election held on November 5, 2024, the electors within the District approved “Measure JJ,” which was a general obligation bond proposition conducted within the District pursuant to the terms and conditions of the “Safer Schools, Smaller Classes and Financial Accountability Act,” (also known as “Proposition 39”) and related State legislation by greater than the 55% favorable vote required.

Pursuant to the provisions of Education Code Sections 15124 and 15274, please find enclosed with this letter one original and two photocopies of District Resolution # 34-24/25, which was adopted by the Governing Board of the District on February 13, 2025. Resolution # 30-2024-2025 provides for certification of the results of the election on “Measure JJ”. The original of this Resolution is filed with your office pursuant to the provisions of Education Code Sections 15124 and 15274.

We ask that your office confirm this Resolution as to filing and return the two conformed copies to our offices in the overnight delivery envelope provided for your convenience.

ATKINSON, ANDELSON, LOYA, RUUD & ROMO

Mr. Andrew Potter
March 3, 2025
Page 2

Thank you very much for your assistance in this matter. Please do not hesitate to contact our offices if you have any questions regarding the information provided in this letter.

Very truly yours,

ATKINSON, ANDELSON, LOYA, RUUD
& ROMO



Robert E. Anslow

REA:tlb

Enclosures

cc: Mr. Andy Johnsen, Supt. (w/o encl)(via U.S. mail)
Ms. Erin Garcia, Asst. Supt., Business Svcs (w/o encl)(via U.S. mail)
Michael Simonson, Deputy Supt., CBO, San Diego County Office of Education (w/
encl.)(via U.S. mail)

RESOLUTION # 35-24/25

**RESOLUTION OF THE GOVERNING BOARD OF THE SAN MARCOS UNIFIED
SCHOOL DISTRICT CANVASSING THE RESULTS OF GENERAL
OBLIGATION BOND ELECTION HELD WITHIN THE DISTRICT ON
NOVEMBER 5, 2024**

On motion of Member Martin, seconded by Member Meum, of the Governing Board of the San Marcos Unified School District, the following resolution was adopted:

WHEREAS, the Governing Board of the San Marcos Unified School District ("District"), County of San Diego ("County"), State of California ("State"), previously adopted its Resolution # 52-23/24 ordering the County Registrar of Voters ("County Registrar") to call an election for a general obligation bond authorization (designated as "Measure JJ") (the "Bond Election") to be held within the District on November 5, 2024; and

WHEREAS, the Bond Election was called pursuant to the provisions of the California Constitution and State law, including, but not limited to, the terms and conditions of the "Smaller Classes, Safer Schools and Financial Accountability Act," also known as "Proposition 39," and related State legislation; and

WHEREAS, Resolution # 52-23/24 was duly delivered to the County Registrar and County Clerk of the Board of Supervisors ("County Clerk"); and

WHEREAS, notice of the Bond Election was duly given; and

WHEREAS, on November 5, 2024, the Bond Election was duly held and conducted for the purpose of voting on Measure JJ to authorize the issuance of bonds of the San Marcos Unified School District in the amount not to exceed \$324,000,000 (the "Bond Measure"); and

WHEREAS, the Governing Board ("Board") of the District has received from the County Registrar the Certification of Election Results for the Bond Measure; and

WHEREAS, it appears from the Certification of Election Results, a copy of which is attached hereto as Exhibit "A," and incorporated herein by this reference, that fifty-five percent (55%) or more of the votes cast on such measure were in favor of the Bond Measure.

NOW, THEREFORE, THE GOVERNING BOARD OF THE SAN MARCOS UNIFIED SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. Entry Upon Minutes. That entry be made upon the minutes of this meeting that the Bond Measure has been approved by fifty-five percent (55%) or more of the votes cast at the Bond Election.

Section 2. Determination of Validity. That the Board determines that all proceedings of the San Marcos Unified School District in connection with the Bond Election have been accomplished according to law.

Section 3. County Filing. That the Clerk of the Board is hereby directed to deliver, or cause to be delivered, a copy of this Resolution to the County Superintendent of Schools and to the Board of Supervisors of the County.


Section 4. Other Actions. The Superintendent, the Clerk of the Board, and other appropriate officials of the District and District consultants are hereby authorized and directed to take any actions and execute and deliver any and all documents as are necessary to accomplish the provisions and directives of this Resolution.

Section 5. Effective Date. This Resolution shall be effective upon adoption by the Board.

[Remainder of this page intentionally left blank]

APPROVED, ADOPTED, AND SIGNED on this 13th day of February, 2025.

SAN MARCOS UNIFIED SCHOOL DISTRICT

By: 

President of the Governing Board of the San
Marcos Unified School District

ATTEST:

By: 

Clerk of the Governing Board of the San
Marcos Unified School District

STATE OF CALIFORNIA)
) ss.
COUNTY OF SAN DIEGO)

PASSED AND ADOPTED by said Governing Board of the San Marcos Unified School District, on February 13, 2025, by the following vote:

AYES: Ahmad, Carlson, Herrick, Martin, Meum

NOES: n/a

ABSTAIN: n/a

ABSENT: n/a

I, Stacy Carlson, Clerk, Governing Board of the San Marcos Unified School District, do hereby certify that the foregoing is a full, true and correct copy of a resolution adopted by the said Board at a meeting thereof held at its regular place of meeting at the time and by the vote stated, which resolution is on file in the office of said Board.

GOVERNING BOARD OF THE SAN MARCOS
UNIFIED SCHOOL DISTRICT

By: 
Clerk, Governing Board of the San Marcos
Unified School District

EXHIBIT "A"

COPY OF CERTIFICATE OF ELECTION RESULTS

**CERTIFICATION OF
COUNTY CLERK/REGISTRAR OF VOTERS OF THE
RESULTS OF THE CANVASS
OF THE NOVEMBER 5, 2024,
GENERAL ELECTION**

STATE OF CALIFORNIA


COUNTY OF San Diego

SS.

I, Cynthia Paes, County Clerk/Registrar of Voters of County
of San Diego, do hereby certify that, in pursuance of the provisions of Elections Code
section 15300, et seq., I did canvass the results of the votes cast in the General Election held in said
County on November 5, 2024, for measures and contests that were submitted to the vote of the voters,
and that the Statement of Votes Cast, to which this certificate is attached is full, true, and correct.

I hereby set my hand and official seal this 3rd day of December, 2024, at the
County of San Diego





County Clerk/Registrar of Voters
County of San Diego
State of California

Canvass Certification of Elections Official
(11/2024)

County of San Diego
Presidential General Election

1 SAN MARCOS UNIFIED SCHOOL						
		Registered Voters	Voters Cast	Turnout (%)	BONDS - YES	BONDS - NO
0783-408010-CARLSBAD	Vote Centers	1201	97	8.08 %	48	36
0783-408010-CARLSBAD	Mail	1201	918	76.44 %	502	358
0783-408010-CARLSBAD	Total	1201	1015	84.51 %	550	394
0784-408030-CARLSBAD	Vote Centers	1375	134	9.75 %	86	31
0784-408030-CARLSBAD	Mail	1375	1026	74.62 %	541	378
0784-408030-CARLSBAD	Total	1375	1160	84.36 %	627	407
0791-408120-CARLSBAD	Vote Centers	1586	146	9.14 %	82	62
0791-408120-CARLSBAD	Mail	1586	1194	75.28 %	629	431
0791-408120-CARLSBAD	Total	1586	1339	84.43 %	691	493
0793-408150-CARLSBAD	Vote Centers	861	89	10.34 %	44	36
0793-408150-CARLSBAD	Mail	861	838	74.10 %	278	300
0793-408150-CARLSBAD	Total	861	727	84.44 %	322	338
0794-408170-CARLSBAD	Vote Centers	1351	78	5.77 %	38	29
0794-408170-CARLSBAD	Mail	1351	1090	80.68 %	562	456
0794-408170-CARLSBAD	Total	1351	1168	86.45 %	600	485
0795-408192-CARLSBAD	Vote Centers	1011	86	8.73 %	34	28
0795-408192-CARLSBAD	Mail	1011	773	76.46 %	402	314
0795-408192-CARLSBAD	Total	1011	841	83.18 %	436	340
0807-408370-CARLSBAD	Vote Centers	0	0			
0807-408370-CARLSBAD	Mail	0	0			
0807-408370-CARLSBAD	Total	0	0			
0810-408480-CARLSBAD	Vote Centers	0	0			
0810-408480-CARLSBAD	Mail	0	0			
0810-408480-CARLSBAD	Total	0	0			
0815-408580-CARLSBAD	Vote Centers	995	89	8.94 %	62	19
0815-408580-CARLSBAD	Mail	995	720	72.36 %	367	267
0815-408580-CARLSBAD	Total	995	809	81.31 %	429	286
0826-409040-CARLSBAD	Vote Centers	218	30	13.89 %	22	3
0826-409040-CARLSBAD	Mail	218	90	41.67 %	61	24
0826-409040-CARLSBAD	Total	218	120	55.56 %	83	27
0847-409590-CARLSBAD	Vote Centers	1543	116	7.52 %	59	42
0847-409590-CARLSBAD	Mail	1543	1206	78.16 %	594	512
0847-409590-CARLSBAD	Total	1543	1322	85.68 %	653	554
0848-409591-CARLSBAD	Vote Centers	1444	92	6.37 %	44	35
0848-409591-CARLSBAD	Mail	1444	1160	80.33 %	593	473
0848-409591-CARLSBAD	Total	1444	1262	88.70 %	637	508
0989-424230-VISTA	Vote Centers	1552	176	11.34 %	110	48
0989-424230-VISTA	Mail	1552	967	62.31 %	551	325
0989-424230-VISTA	Total	1552	1143	73.65 %	661	373
1005-425481-VISTA	Vote Centers	0	0			
1005-425481-VISTA	Mail	0	0			
1005-425481-VISTA	Total	0	0			
1008-425780-VISTA	Vote Centers	14	2	14.29 %	***	***
1008-425780-VISTA	Mail	14	10	71.43 %	***	***
1008-425780-VISTA	Total	14	12	85.71 %	3	9
1008-425810-VISTA	Vote Centers	0	1		***	***
1009-425810-VISTA	Mail	0	0			
1009-425810-VISTA	Total	0	1		***	***
1010-425840-VISTA	Vote Centers	267	37	13.86 %	23	9
1010-425840-VISTA	Mail	267	158	59.18 %	104	47
1010-425840-VISTA	Total	267	195	73.03 %	127	56
1011-425930-VISTA	Vote Centers	278	24	8.63 %	18	5

County of San Diego
Presidential General Election

1011-425930-VISTA	Mail	278	189	67.99 %	95	75
1011-425930-VISTA	Total	278	213	76.62 %	113	80
1029-428800-TWIN OAKS	Vote Centers	545	52	9.54 %	32	17
1029-428800-TWIN OAKS	Mail	545	356	65.32 %	147	182
1029-428800-TWIN OAKS	Total	545	408	74.86 %	179	209
1032-428900-TWIN OAKS	Vote Centers	569	49	8.61 %	27	18
1032-428900-TWIN OAKS	Mail	569	382	67.14 %	161	194
1032-428900-TWIN OAKS	Total	569	431	75.75 %	188	212
1038-429330-BUENA	Vote Centers	0	0			
1038-429330-BUENA	Mail	0	0			
1038-429330-BUENA	Total	0	0			
1040-429370-BUENA	Vote Centers	645	79	12.25 %	48	23
1040-429370-BUENA	Mail	645	348	53.84 %	186	128
1040-429370-BUENA	Total	645	425	65.89 %	234	151
1045-429900-BUENA	Vote Centers	779	84	10.78 %	42	37
1045-429900-BUENA	Mail	779	511	65.60 %	264	198
1045-429900-BUENA	Total	779	595	76.38 %	306	235
1046-429920-BUENA	Vote Centers	9	0	0.00 %		
1046-429920-BUENA	Mail	9	5	55.56 %	***	***
1046-429920-BUENA	Total	9	5	55.56 %	***	***
1047-430100-LAKE SAN MARCOS	Vote Centers	977	62	6.35 %	35	19
1047-430100-LAKE SAN MARCOS	Mail	977	784	80.26 %	409	319
1047-430100-LAKE SAN MARCOS	Total	977	846	86.59 %	444	338
1048-430110-LAKE SAN MARCOS	Vote Centers	1034	57	5.51 %	28	22
1048-430110-LAKE SAN MARCOS	Mail	1034	848	82.01 %	481	326
1048-430110-LAKE SAN MARCOS	Total	1034	905	87.52 %	489	348
1049-430170-LAKE SAN MARCOS	Vote Centers	897	55	6.13 %	13	39
1049-430170-LAKE SAN MARCOS	Mail	897	722	80.49 %	353	326
1049-430170-LAKE SAN MARCOS	Total	897	777	86.62 %	366	365
1050-430250-LAKE SAN MARCOS	Vote Centers	329	38	11.55 %	26	5
1050-430250-LAKE SAN MARCOS	Mail	329	208	63.22 %	105	87
1050-430250-LAKE SAN MARCOS	Total	329	246	74.77 %	131	92
1051-430280-LAKE SAN MARCOS	Vote Centers	942	66	5.94 %	28	19
1051-430280-LAKE SAN MARCOS	Mail	942	724	76.86 %	407	254
1051-430280-LAKE SAN MARCOS	Total	942	780	82.80 %	435	273
1052-430420-LAKE SAN MARCOS	Vote Centers	182	10	5.49 %	***	***
1052-430420-LAKE SAN MARCOS	Mail	182	145	79.67 %	65	70
1052-430420-LAKE SAN MARCOS	Total	182	155	85.16 %	72	72
1053-432000-SAN MARCOS	Vote Centers	1117	99	8.86 %	62	32
1053-432000-SAN MARCOS	Mail	1117	745	66.70 %	414	286
1053-432000-SAN MARCOS	Total	1117	844	75.56 %	476	318
1054-432020-SAN MARCOS	Vote Centers	1607	190	11.82 %	99	74
1054-432020-SAN MARCOS	Mail	1607	1050	65.34 %	539	435
1054-432020-SAN MARCOS	Total	1607	1240	77.16 %	638	509
1055-432030-SAN MARCOS	Vote Centers	1239	111	8.96 %	63	42
1055-432030-SAN MARCOS	Mail	1239	836	67.47 %	449	329
1055-432030-SAN MARCOS	Total	1239	947	76.43 %	512	371

County of San Diego
Presidential General Election

1056-432050-SAN MARCOS	Vote Centers	1458	317	21.74 %	216	67
1056-432050-SAN MARCOS	Mail	1458	709	48.63 %	486	160
1056-432050-SAN MARCOS	Total	1458	1026	70.37 %	702	227
1057-432060-SAN MARCOS	Vote Centers	1365	196	14.36 %	138	40
1057-432060-SAN MARCOS	Mail	1365	772	56.56 %	444	264
1057-432060-SAN MARCOS	Total	1365	968	70.92 %	582	304
1058-432070-SAN MARCOS	Vote Centers	352	58	16.48 %	25	23
1058-432070-SAN MARCOS	Mail	352	218	61.93 %	85	112
1058-432070-SAN MARCOS	Total	352	276	78.41 %	110	135
1059-432071-SAN MARCOS	Vote Centers	0	0			
1059-432071-SAN MARCOS	Mail	0	0			
1059-432071-SAN MARCOS	Total	0	0			
1060-432090-SAN MARCOS	Vote Centers	1661	169	10.17 %	83	73
1060-432090-SAN MARCOS	Mail	1661	1238	74.53 %	557	602
1060-432090-SAN MARCOS	Total	1661	1407	84.71 %	640	675
1061-432130-SAN MARCOS	Vote Centers	1506	160	10.62 %	72	78
1061-432130-SAN MARCOS	Mail	1506	1035	68.73 %	537	437
1061-432130-SAN MARCOS	Total	1506	1195	79.35 %	609	515
1062-432190-SAN MARCOS	Vote Centers	66	8	12.12 %	***	***
1062-432190-SAN MARCOS	Mail	66	34	51.52 %	28	6
1062-432190-SAN MARCOS	Total	66	42	63.64 %	34	7
1063-432200-SAN MARCOS	Vote Centers	1499	247	16.48 %	174	53
1063-432200-SAN MARCOS	Mail	1499	677	45.16 %	457	176
1063-432200-SAN MARCOS	Total	1499	924	61.64 %	631	229
1064-432210-SAN MARCOS	Vote Centers	889	105	11.81 %	72	22
1064-432210-SAN MARCOS	Mail	889	528	59.39 %	335	139
1064-432210-SAN MARCOS	Total	889	633	71.20 %	407	161
1065-432211-SAN MARCOS	Vote Centers	0	0			
1065-432211-SAN MARCOS	Mail	0	0			
1065-432211-SAN MARCOS	Total	0	0			
1066-432230-SAN MARCOS	Vote Centers	666	65	9.76 %	26	31
1066-432230-SAN MARCOS	Mail	666	483	72.52 %	227	235
1066-432230-SAN MARCOS	Total	666	548	82.28 %	253	266
1067-432231-SAN MARCOS	Vote Centers	1382	214	15.48 %	133	62
1067-432231-SAN MARCOS	Mail	1382	785	56.80 %	449	282
1067-432231-SAN MARCOS	Total	1382	999	72.29 %	582	344
1068-432240-SAN MARCOS	Vote Centers	1545	153	9.90 %	74	69
1068-432240-SAN MARCOS	Mail	1545	1129	73.07 %	577	481
1068-432240-SAN MARCOS	Total	1545	1282	82.98 %	651	550
1069-432260-SAN MARCOS	Vote Centers	1377	163	11.84 %	93	57
1069-432260-SAN MARCOS	Mail	1377	808	58.88 %	452	312
1069-432260-SAN MARCOS	Total	1377	971	70.52 %	545	369
1070-432291-SAN MARCOS	Vote Centers	1181	95	8.04 %	55	31
1070-432291-SAN MARCOS	Mail	1181	816	68.09 %	438	327
1070-432291-SAN MARCOS	Total	1181	911	77.14 %	493	358
1071-432300-SAN MARCOS	Vote Centers	1453	147	10.12 %	71	65
1071-432300-SAN MARCOS	Mail	1453	1020	70.20 %	539	404
1071-432300-SAN MARCOS	Total	1453	1167	80.32 %	610	469
1072-432310-SAN MARCOS	Vote Centers	975	83	8.51 %	27	51
1072-432310-SAN MARCOS	Mail	975	746	76.51 %	309	389
1072-432310-SAN MARCOS	Total	975	829	85.03 %	336	440
1073-432320-SAN MARCOS	Vote Centers	694	81	11.67 %	44	33
1073-432320-SAN MARCOS	Mail	694	427	61.53 %	219	178
1073-432320-SAN MARCOS	Total	694	508	73.20 %	263	211
1074-432321-SAN MARCOS	Vote Centers	898	138	15.37 %	86	40
1074-432321-SAN MARCOS	Mail	898	544	60.58 %	328	172

County of San Diego
Presidential General Election

1074-432321-SAN MARCOS	Total	898	682	75.95 %	414	212
1075-432331-SAN MARCOS	Vote Centers	0	0			
1075-432331-SAN MARCOS	Mail	0	0			
1075-432331-SAN MARCOS	Total	0	0			
1076-432332-SAN MARCOS	Vote Centers	82	6	7.32 %	***	***
1076-432332-SAN MARCOS	Mail	82	65	79.27 %	32	27
1076-432332-SAN MARCOS	Total	82	71	86.59 %	36	28
1077-432340-SAN MARCOS	Vote Centers	1327	123	9.27 %	60	54
1077-432340-SAN MARCOS	Mail	1327	887	66.84 %	485	366
1077-432340-SAN MARCOS	Total	1327	1010	76.11 %	525	420
1078-432381-SAN MARCOS	Vote Centers	2	0	0.00 %		
1078-432381-SAN MARCOS	Mail	2	2	100.00 %	***	***
1078-432381-SAN MARCOS	Total	2	2	100.00 %	***	***
1079-432362-SAN MARCOS	Vote Centers	0	0			
1079-432362-SAN MARCOS	Mail	0	0			
1079-432362-SAN MARCOS	Total	0	0			
1080-432400-SAN MARCOS	Vote Centers	1597	129	8.08 %	76	42
1080-432400-SAN MARCOS	Mail	1597	1186	74.26 %	585	531
1080-432400-SAN MARCOS	Total	1597	1315	82.34 %	641	573
1081-432410-SAN MARCOS	Vote Centers	974	116	11.81 %	65	42
1081-432410-SAN MARCOS	Mail	974	620	63.66 %	331	254
1081-432410-SAN MARCOS	Total	974	736	75.56 %	396	296
1082-432411-SAN MARCOS	Vote Centers	0	0			
1082-432411-SAN MARCOS	Mail	0	0			
1082-432411-SAN MARCOS	Total	0	0			
1083-432412-SAN MARCOS	Vote Centers	150	17	11.33 %	10	5
1083-432412-SAN MARCOS	Mail	150	113	75.33 %	67	37
1083-432412-SAN MARCOS	Total	150	130	86.67 %	77	42
1084-432450-SAN MARCOS	Vote Centers	1012	99	9.78 %	55	39
1084-432450-SAN MARCOS	Mail	1012	681	67.29 %	384	255
1084-432450-SAN MARCOS	Total	1012	780	77.08 %	439	294
1085-432480-SAN MARCOS	Vote Centers	1228	88	7.17 %	55	26
1085-432480-SAN MARCOS	Mail	1228	854	69.54 %	439	374
1085-432480-SAN MARCOS	Total	1228	942	76.71 %	494	400
1086-432490-SAN MARCOS	Vote Centers	1395	146	10.47 %	73	55
1086-432490-SAN MARCOS	Mail	1395	934	66.95 %	498	382
1086-432490-SAN MARCOS	Total	1395	1080	77.42 %	569	437
1087-432520-SAN MARCOS	Vote Centers	780	107	13.72 %	77	26
1087-432520-SAN MARCOS	Mail	780	353	45.26 %	247	87
1087-432520-SAN MARCOS	Total	780	460	58.97 %	324	113
1088-432521-SAN MARCOS	Vote Centers	367	57	15.53 %	44	6
1088-432521-SAN MARCOS	Mail	367	152	41.42 %	107	40
1088-432521-SAN MARCOS	Total	367	209	56.95 %	151	46
1089-432530-SAN MARCOS	Vote Centers	791	104	13.15 %	50	50
1089-432530-SAN MARCOS	Mail	791	460	58.15 %	241	187
1089-432530-SAN MARCOS	Total	791	564	71.30 %	291	237
1090-432532-SAN MARCOS	Vote Centers	203	29	14.28 %	19	6
1090-432532-SAN MARCOS	Mail	203	97	47.78 %	63	25
1090-432532-SAN MARCOS	Total	203	126	62.07 %	82	31
1091-432540-SAN MARCOS	Vote Centers	1151	167	14.51 %	106	47
1091-432540-SAN MARCOS	Mail	1151	587	51.00 %	325	209
1091-432540-SAN MARCOS	Total	1151	754	65.51 %	431	256
1092-432542-SAN MARCOS	Vote Centers	17	7	41.18 %	***	***
1092-432542-SAN MARCOS	Mail	17	7	41.18 %	***	***
1092-432542-SAN MARCOS	Total	17	14	82.35 %	12	2
1093-432551-SAN MARCOS	Vote Centers	246	33	13.41 %	21	8

County of San Diego
Presidential General Election

1093-432551-SAN MARCOS	Mail	246	138	56.10 %	89	40
1093-432551-SAN MARCOS	Total	246	171	69.51 %	110	48
1094-432561-SAN MARCOS	Vote Centers	42	1	2.38 %	***	***
1094-432561-SAN MARCOS	Mail	42	29	69.05 %	7	18
1094-432561-SAN MARCOS	Total	42	30	71.43 %	8	18
1095-432570-SAN MARCOS	Vote Centers	466	13	2.79 %	8	5
1095-432570-SAN MARCOS	Mail	466	395	84.76 %	198	163
1095-432570-SAN MARCOS	Total	466	408	87.55 %	206	168
1096-432580-SAN MARCOS	Vote Centers	1578	74	4.69 %	39	33
1096-432580-SAN MARCOS	Mail	1578	1297	82.19 %	667	537
1096-432580-SAN MARCOS	Total	1578	1371	86.86 %	706	570
1097-432600-SAN MARCOS	Vote Centers	1104	310	28.08 %	188	57
1097-432600-SAN MARCOS	Mail	1104	643	58.24 %	347	256
1097-432600-SAN MARCOS	Total	1104	953	86.32 %	535	313
1098-432602-SAN MARCOS	Vote Centers	1215	271	22.30 %	158	65
1098-432602-SAN MARCOS	Mail	1215	748	61.56 %	442	246
1098-432602-SAN MARCOS	Total	1215	1019	83.87 %	600	311
1099-432610-SAN MARCOS	Vote Centers	34	10	29.41 %	***	***
1099-432610-SAN MARCOS	Mail	34	16	47.06 %	10	5
1099-432610-SAN MARCOS	Total	34	26	76.47 %	17	8
1100-432613-SAN MARCOS	Vote Centers	0	2		***	***
1100-432613-SAN MARCOS	Mail	0	0			
1100-432613-SAN MARCOS	Total	0	2		***	***
1101-432620-SAN MARCOS	Vote Centers	1607	224	13.94 %	130	69
1101-432620-SAN MARCOS	Mail	1607	1071	66.65 %	626	362
1101-432620-SAN MARCOS	Total	1607	1295	80.58 %	756	431
1102-432621-SAN MARCOS	Vote Centers	1152	152	13.19 %	80	54
1102-432621-SAN MARCOS	Mail	1152	816	70.83 %	400	369
1102-432621-SAN MARCOS	Total	1152	968	84.03 %	480	423
1104-432650-SAN MARCOS	Vote Centers	1	0	0.00 %		
1104-432650-SAN MARCOS	Mail	1	1	100.00 %	***	***
1104-432650-SAN MARCOS	Total	1	1	100.00 %	***	***
1105-432670-SAN MARCOS	Vote Centers	856	111	12.97 %	57	41
1105-432670-SAN MARCOS	Mail	856	594	69.39 %	319	226
1105-432670-SAN MARCOS	Total	856	705	82.36 %	376	270
1106-432690-SAN MARCOS	Vote Centers	1161	90	7.75 %	38	43
1106-432690-SAN MARCOS	Mail	1161	904	77.86 %	444	423
1106-432690-SAN MARCOS	Total	1161	994	85.62 %	482	466
1107-432700-SAN MARCOS	Vote Centers	1175	131	11.15 %	68	43
1107-432700-SAN MARCOS	Mail	1175	802	68.26 %	437	309
1107-432700-SAN MARCOS	Total	1175	933	79.40 %	505	352
1109-432730-SAN MARCOS	Vote Centers	0	0			
1109-432730-SAN MARCOS	Mail	0	0			
1109-432730-SAN MARCOS	Total	0	0			
1110-432790-SAN MARCOS	Vote Centers	448	55	12.28 %	28	23
1110-432790-SAN MARCOS	Mail	448	321	71.65 %	202	108
1110-432790-SAN MARCOS	Total	448	376	83.93 %	230	131
1111-432800-SAN MARCOS	Vote Centers	1144	87	7.60 %	43	34
1111-432800-SAN MARCOS	Mail	1144	861	75.26 %	392	408
1111-432800-SAN MARCOS	Total	1144	948	82.87 %	435	440
1112-432830-SAN MARCOS	Vote Centers	1476	151	10.23 %	89	50
1112-432830-SAN MARCOS	Mail	1476	1101	74.69 %	834	399
1112-432830-SAN MARCOS	Total	1476	1252	84.82 %	723	449
1113-432834-SAN MARCOS	Vote Centers	1169	125	10.69 %	65	52
1113-432834-SAN MARCOS	Mail	1169	840	71.86 %	412	364
1113-432834-SAN MARCOS	Total	1169	965	82.55 %	477	416

County of San Diego
Presidential General Election

1114-432860-SAN MARCOS	Vote Centers	1278	134	10.50 %	63	54
1114-432860-SAN MARCOS	Mail	1278	860	75.24 %	482	411
1114-432860-SAN MARCOS	Total	1278	1094	85.74 %	545	465
1115-432862-SAN MARCOS	Vote Centers	11	1	9.09 %	***	***
1115-432862-SAN MARCOS	Mail	11	8	72.73 %	***	***
1115-432862-SAN MARCOS	Total	11	9	81.82 %	***	***
1118-432970-SAN MARCOS	Vote Centers	1252	156	12.46 %	84	60
1118-432970-SAN MARCOS	Mail	1252	925	73.88 %	475	387
1118-432970-SAN MARCOS	Total	1252	1081	86.34 %	559	447
1119-432971-SAN MARCOS	Vote Centers	1336	196	14.67 %	118	66
1119-432971-SAN MARCOS	Mail	1336	902	67.51 %	505	335
1119-432971-SAN MARCOS	Total	1336	1098	82.19 %	623	401
1122-433000-SAN MARCOS	Vote Centers	191	14	7.33 %	11	3
1122-433000-SAN MARCOS	Mail	191	131	68.58 %	69	58
1122-433000-SAN MARCOS	Total	191	145	75.92 %	80	61
1123-433151-SAN MARCOS	Vote Centers	108	23	21.30 %	14	8
1123-433151-SAN MARCOS	Mail	108	47	43.52 %	27	15
1123-433151-SAN MARCOS	Total	108	70	64.81 %	41	23
1124-433341-SAN MARCOS	Vote Centers	1362	125	9.18 %	60	55
1124-433341-SAN MARCOS	Mail	1362	1035	75.99 %	518	458
1124-433341-SAN MARCOS	Total	1362	1160	85.17 %	578	511
1133-434030-ELFIN FOREST	Vote Centers	0	0			
1133-434030-ELFIN FOREST	Mail	0	0			
1133-434030-ELFIN FOREST	Total	0	0			
1134-434090-ELFIN FOREST	Vote Centers	0	0			
1134-434090-ELFIN FOREST	Mail	0	0			
1134-434090-ELFIN FOREST	Total	0	0			
1135-434120-ELFIN FOREST	Vote Centers	22	0	0.00 %		
1135-434120-ELFIN FOREST	Mail	22	16	72.73 %	9	7
1135-434120-ELFIN FOREST	Total	22	16	72.73 %	9	7
1137-434220-HARMONY GROVE	Vote Centers	0	0			
1137-434220-HARMONY GROVE	Mail	0	0			
1137-434220-HARMONY GROVE	Total	0	0			
1138-434240-HARMONY GROVE	Vote Centers	70	4	5.71 %	***	***
1138-434240-HARMONY GROVE	Mail	70	53	75.71 %	19	31
1138-434240-HARMONY GROVE	Total	70	57	81.43 %	23	31
1233-450670-ROCK SPRINGS	Vote Centers	64	5	7.81 %	***	***
1233-450670-ROCK SPRINGS	Mail	64	44	68.75 %	25	17
1233-450670-ROCK SPRINGS	Total	64	49	76.56 %	29	18
1264-454600-ESCONDIDO	Vote Centers	875	100	11.43 %	62	30
1264-454600-ESCONDIDO	Mail	875	814	70.17 %	319	236
1264-454600-ESCONDIDO	Total	875	714	81.80 %	381	266
1272-454760-ESCONDIDO	Vote Centers	1487	138	9.28 %	68	55
1272-454760-ESCONDIDO	Mail	1487	1126	75.86 %	589	452
1272-454760-ESCONDIDO	Total	1487	1268	85.14 %	657	507
1296-455580-ESCONDIDO	Vote Centers	2	0	0.00 %		
1296-455580-ESCONDIDO	Mail	2	2	100.00 %	***	***
1296-455580-ESCONDIDO	Total	2	2	100.00 %	***	***
1301-456550-ESCONDIDO	Vote Centers	13	3	23.08 %	***	***
1301-456550-ESCONDIDO	Mail	13	11	84.62 %	3	8
1301-456550-ESCONDIDO	Total	13	14	107.69 %	5	8
8207-889207-VBM-AV	Vote Centers	0	0			

County of San Diego
Presidential General Election

8207-999207-VBM-AV	Mail	0	0			
8207-999207-VBM-AV	Total	0	0			
8216-999216-VBM-AV	Vote Centers	0	1	***	***	
8216-999216-VBM-AV	Mail	0	0			
8216-999216-VBM-AV	Total	0	1	***	***	
8219-999219-VBM-AV	Vote Centers	0	0			
8219-999219-VBM-AV	Mail	0	0			
8219-999219-VBM-AV	Total	0	0			
8228-999228-VBM-AV	Vote Centers	0	0			
8228-999228-VBM-AV	Mail	0	0			
8228-999228-VBM-AV	Total	0	0			
8270-999270-VBM-AV	Vote Centers	0	0			
8270-999270-VBM-AV	Mail	0	0			
8270-999270-VBM-AV	Total	0	0			
8271-999271-VBM-AV	Vote Centers	0	0			
8271-999271-VBM-AV	Mail	0	0			
8271-999271-VBM-AV	Total	0	0			
8272-999272-VBM-AV	Vote Centers	0	0			
8272-999272-VBM-AV	Mail	0	0			
8272-999272-VBM-AV	Total	0	0			
8273-999273-VBM-AV	Vote Centers	0	0			
8273-999273-VBM-AV	Mail	0	0			
8273-999273-VBM-AV	Total	0	0			
8293-999293-VBM-AV	Vote Centers	0	0			
8293-999293-VBM-AV	Mail	0	0			
8293-999293-VBM-AV	Total	0	0			
8294-999294-VBM-AV	Vote Centers	0	0			
8294-999294-VBM-AV	Mail	0	0			
8294-999294-VBM-AV	Total	0	0			
8297-999297-VBM-AV	Vote Centers	0	0			
8297-999297-VBM-AV	Mail	0	0			
8297-999297-VBM-AV	Total	0	0			
8302-999302-VBM-AV	Vote Centers	0	0			
8302-999302-VBM-AV	Mail	0	0			
8302-999302-VBM-AV	Total	0	0			
8316-999316-VBM-AV	Vote Centers	0	0			
8316-999316-VBM-AV	Mail	0	0			
8316-999316-VBM-AV	Total	0	0			
8322-999322-VBM-AV	Vote Centers	0	0			
8322-999322-VBM-AV	Mail	0	0			
8322-999322-VBM-AV	Total	0	0			
8323-999323-VBM-AV	Vote Centers	0	0			
8323-999323-VBM-AV	Mail	0	0			
8323-999323-VBM-AV	Total	0	0			
8324-999324-VBM-AV	Vote Centers	0	0			
8324-999324-VBM-AV	Mail	0	0			
8324-999324-VBM-AV	Total	0	0			
8328-999328-VBM-AV	Vote Centers	0	0			
8328-999328-VBM-AV	Mail	0	0			
8328-999328-VBM-AV	Total	0	0			
8361-999361-VBM-AV	Vote Centers	0	0			
8361-999361-VBM-AV	Mail	0	0			
8361-999361-VBM-AV	Total	0	0			
8366-999366-VBM-AV	Vote Centers	0	0			
8366-999366-VBM-AV	Mail	0	0			
8366-999366-VBM-AV	Total	0	0			

County of San Diego
Presidential General Election

8367-999367-VBM-AV	Vote Centers	0	0			
8367-999367-VBM-AV	Mail	0	0			
8367-999367-VBM-AV	Total	0	0			
8381-999381-VBM-AV	Vote Centers	0	0			
8381-999381-VBM-AV	Mail	0	0			
8381-999381-VBM-AV	Total	0	0			
8391-999391-VBM-AV	Vote Centers	0	0			
8391-999391-VBM-AV	Mail	0	0			
8391-999391-VBM-AV	Total	0	0			
8450-999450-VBM-AV	Vote Centers	0	0			
8450-999450-VBM-AV	Mail	0	0			
8450-999450-VBM-AV	Total	0	0			
8451-999451-VBM-AV	Vote Centers	0	0			
8451-999451-VBM-AV	Mail	0	0			
8451-999451-VBM-AV	Total	0	0			
8483-999483-VBM-AV	Vote Centers	1	0	0.00 %		
8483-999483-VBM-AV	Mail	1	1	100.00 %	***	***
8483-999483-VBM-AV	Total	1	1	100.00 %	***	***
8484-999484-VBM-AV	Vote Centers	0	0			
8484-999484-VBM-AV	Mail	0	0			
8484-999484-VBM-AV	Total	0	0			
8485-999485-VBM-AV	Vote Centers	0	0			
8485-999485-VBM-AV	Mail	0	0			
8485-999485-VBM-AV	Total	0	0			
8486-999486-VBM-AV	Vote Centers	0	0			
8486-999486-VBM-AV	Mail	0	0			
8486-999486-VBM-AV	Total	0	0			
8487-999487-VBM-AV	Vote Centers	0	0			
8487-999487-VBM-AV	Mail	0	0			
8487-999487-VBM-AV	Total	0	0			
8488-999488-VBM-AV	Vote Centers	0	0			
8488-999488-VBM-AV	Mail	0	0			
8488-999488-VBM-AV	Total	0	0			
8489-999489-VBM-AV	Vote Centers	0	0			
8489-999489-VBM-AV	Mail	0	0			
8489-999489-VBM-AV	Total	0	0			
8490-999490-VBM-AV	Vote Centers	0	0			
8490-999490-VBM-AV	Mail	0	0			
8490-999490-VBM-AV	Total	0	0			
8491-999491-VBM-AV	Vote Centers	0	0			
8491-999491-VBM-AV	Mail	0	0			
8491-999491-VBM-AV	Total	0	0			
8492-999492-VBM-AV	Vote Centers	0	0			
8492-999492-VBM-AV	Mail	0	0			
8492-999492-VBM-AV	Total	0	0			
8493-999493-VBM-AV	Vote Centers	1	0	0.00 %		
8493-999493-VBM-AV	Mail	1	1	100.00 %	***	***
8493-999493-VBM-AV	Total	1	1	100.00 %	***	***
8496-999496-VBM-AV	Vote Centers	0	0			
8496-999496-VBM-AV	Mail	0	0			
8496-999496-VBM-AV	Total	0	0			
8497-999497-VBM-AV	Vote Centers	0	0			
8497-999497-VBM-AV	Mail	0	0			
8497-999497-VBM-AV	Total	0	0			
8498-999498-VBM-AV	Vote Centers	0	0			
8498-999498-VBM-AV	Mail	0	0			

County of San Diego
Presidential General Election

8498-999498-VBM-AV	Total	0	0			
8499-999499-VBM-AV	Vote Centers	0	0			
8499-999499-VBM-AV	Mail	0	0			
8499-999499-VBM-AV	Total	0	0			
8500-999500-VBM-AV	Vote Centers	0	0			
8500-999500-VBM-AV	Mail	0	0			
8500-999500-VBM-AV	Total	0	0			
8502-999502-VBM-AV	Vote Centers	0	0			
8502-999502-VBM-AV	Mail	0	0			
8502-999502-VBM-AV	Total	0	0			
8503-999503-VBM-AV	Vote Centers	0	0			
8503-999503-VBM-AV	Mail	0	0			
8503-999503-VBM-AV	Total	0	0			
8504-999504-VBM-AV	Vote Centers	1	0	0.00 %		
8504-999504-VBM-AV	Mail	1	1	100.00 %	***	***
8504-999504-VBM-AV	Total	1	1	100.00 %	***	***
8505-999505-VBM-AV	Vote Centers	0	0			
8505-999505-VBM-AV	Mail	0	0			
8505-999505-VBM-AV	Total	0	0			
8506-999506-VBM-AV	Vote Centers	0	0			
8506-999506-VBM-AV	Mail	0	0			
8506-999506-VBM-AV	Total	0	0			
8507-999507-VBM-AV	Vote Centers	0	0			
8507-999507-VBM-AV	Mail	0	0			
8507-999507-VBM-AV	Total	0	0			
8508-999508-VBM-AV	Vote Centers	0	0			
8508-999508-VBM-AV	Mail	0	0			
8508-999508-VBM-AV	Total	0	0			
8509-999509-VBM-AV	Vote Centers	0	0			
8509-999509-VBM-AV	Mail	0	0			
8509-999509-VBM-AV	Total	0	0			
8510-999510-VBM-AV	Vote Centers	4	0	0.00 %		
8510-999510-VBM-AV	Mail	4	3	75.00 %	***	***
8510-999510-VBM-AV	Total	4	3	75.00 %	***	***
8511-999511-VBM-AV	Vote Centers	0	0			
8511-999511-VBM-AV	Mail	0	0			
8511-999511-VBM-AV	Total	0	0			
8512-999512-VBM-AV	Vote Centers	0	0			
8512-999512-VBM-AV	Mail	0	0			
8512-999512-VBM-AV	Total	0	0			
8513-999513-VBM-AV	Vote Centers	0	0			
8513-999513-VBM-AV	Mail	0	0			
8513-999513-VBM-AV	Total	0	0			
8514-999514-VBM-AV	Vote Centers	0	0			
8514-999514-VBM-AV	Mail	0	0			
8514-999514-VBM-AV	Total	0	0			
8516-999516-VBM-AV	Vote Centers	0	0			
8516-999516-VBM-AV	Mail	0	0			
8516-999516-VBM-AV	Total	0	0			
8522-999522-VBM-AV	Vote Centers	0	0			
8522-999522-VBM-AV	Mail	0	0			
8522-999522-VBM-AV	Total	0	0			
8523-999523-VBM-AV	Vote Centers	0	0			
8523-999523-VBM-AV	Mail	0	0			
8523-999523-VBM-AV	Total	0	0			
8524-999524-VBM-AV	Vote Centers	0	0			

County of San Diego
Presidential General Election

8524-999524-VBM-AV	Mail	0	0			
8524-999524-VBM-AV	Total	0	0			
8525-999525-VBM-AV	Vote Centers	0	0			
8525-999525-VBM-AV	Mail	0	0			
8525-999525-VBM-AV	Total	0	0			
8529-999529-VBM-AV	Vote Centers	0	0			
8529-999529-VBM-AV	Mail	0	0			
8529-999529-VBM-AV	Total	0	0			
8530-999530-VBM-AV	Vote Centers	0	0			
8530-999530-VBM-AV	Mail	0	0			
8530-999530-VBM-AV	Total	0	0			
8531-999531-VBM-AV	Vote Centers	0	0			
8531-999531-VBM-AV	Mail	0	0			
8531-999531-VBM-AV	Total	0	0			
8532-999532-VBM-AV	Vote Centers	0	0			
8532-999532-VBM-AV	Mail	0	0			
8532-999532-VBM-AV	Total	0	0			
8533-999533-VBM-AV	Vote Centers	0	0			
8533-999533-VBM-AV	Mail	0	0			
8533-999533-VBM-AV	Total	0	0			
8534-999534-VBM-AV	Vote Centers	0	0			
8534-999534-VBM-AV	Mail	0	0			
8534-999534-VBM-AV	Total	0	0			
8535-999535-VBM-AV	Vote Centers	0	0			
8535-999535-VBM-AV	Mail	0	0			
8535-999535-VBM-AV	Total	0	0			
8539-999539-VBM-AV	Vote Centers	0	0			
8539-999539-VBM-AV	Mail	0	0			
8539-999539-VBM-AV	Total	0	0			
8540-999540-VBM-AV	Vote Centers	0	0			
8540-999540-VBM-AV	Mail	0	0			
8540-999540-VBM-AV	Total	0	0			
8541-999541-VBM-AV	Vote Centers	0	0			
8541-999541-VBM-AV	Mail	0	0			
8541-999541-VBM-AV	Total	0	0			
8542-999542-VBM-AV	Vote Centers	0	0			
8542-999542-VBM-AV	Mail	0	0			
8542-999542-VBM-AV	Total	0	0			
8543-999543-VBM-AV	Vote Centers	0	0			
8543-999543-VBM-AV	Mail	0	0			
8543-999543-VBM-AV	Total	0	0			
8544-999544-VBM-AV	Vote Centers	0	0			
8544-999544-VBM-AV	Mail	0	0			
8544-999544-VBM-AV	Total	0	0			
8545-999545-VBM-AV	Vote Centers	0	0			
8545-999545-VBM-AV	Mail	0	0			
8545-999545-VBM-AV	Total	0	0			
8546-999546-VBM-AV	Vote Centers	0	0			
8546-999546-VBM-AV	Mail	0	0			
8546-999546-VBM-AV	Total	0	0			
8547-999547-VBM-AV	Vote Centers	0	0			
8547-999547-VBM-AV	Mail	0	0			
8547-999547-VBM-AV	Total	0	0			
8548-999548-VBM-AV	Vote Centers	0	0			
8548-999548-VBM-AV	Mail	0	0			
8548-999548-VBM-AV	Total	0	0			

County of San Diego
 Presidential General Election

Total - Vote Centers		77558	8454	10.90 %	4769	2840
Total - Mail		77558	53227	68.63 %	28150	21224
Contest Total		77558	81881	79.53 %	32919	24064

*** Indicates vote data was suppressed due to voter privacy settings.



ANDREW POTTER, CCB
EXECUTIVE OFFICER/CLERK

CLERK OF THE BOARD OF SUPERVISORS
1600 PACIFIC HIGHWAY, ROOM 402, SAN DIEGO, CALIFORNIA 92101-2422
(619) 531-5600

RYAN SHARP
ASSISTANT CLERK

ANN MOORE
ASSISTANT CLERK

March 11, 2025

TO: Supervisor Terra Lawson-Remer, Vice Chair
Supervisor Joel Anderson
Supervisor Monica Montgomery Steppe
Supervisor Jim Desmond

FROM: Andrew Potter
Clerk of the Board of Supervisors

REFERRAL

Attached, for your information, is correspondence from Ryan Hunter, Acting Regional Director of the United States Department of the Interior, regarding a Notice of Non-Gaming Land Acquisition Application for the Ewiiapaay Band of Kumeyaay Indians, California (Tribe).

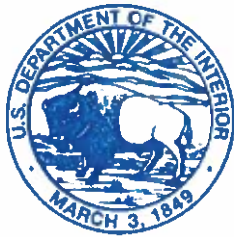
Respectfully,


ANDREW POTTER

Attachment

cc: Ebony N. Shelton, Chief Administrative Officer
Dahvia Lynch, Deputy Chief Administrative Officer, Land Use & Environment Group
Board of Supervisors Communications Received

AJP:tz



United States Department of the Interior

BUREAU OF INDIAN AFFAIRS
Pacific Regional Office
2800 Cottage Way, Room W-2820
Sacramento, CA 95825

IN REPLY REFER TO
Real Estate Services
TR-4609-P5

Case Number: 56740

NOTICE OF NON-GAMING LAND ACQUISITION APPLICATION

Pursuant to the Code of Federal Regulations, Title 25, INDIANS, 151.11 (04-01-2024 Edition) Off-Reservation, notice is given of the application filed by the Ewiiapaayp Band of Kumeyaay Indians, California (Tribe) to have real property accepted "into trust" for said applicant by the United States of America. The determination whether to acquire this property "in trust" will be made in the exercise of discretionary authority which is vested in the Secretary of the Interior, or his authorized representative, U.S. Department of the Interior. To assist us in the exercise of that discretion, we invite your comments on the proposed acquisition. In order for the Secretary to assess the potential impact on regulatory jurisdiction, real property taxes, and special assessments. We also request that you provide the following information:

- (1) If known, the annual amount of property taxes currently levied on the subject property allocated to your organization;
- (2) Any special assessments, and amounts thereof, that are currently assessed against the property in support of your organization;
- (3) Any government services that are currently provided to the property by your organization; and
- (4) If subject to zoning, how the intended use is consistent, or inconsistent, with current zoning.

We are providing the following information regarding this application:

Applicant:

Ewiiapaayp Band of Kumeyaay Indians, California

Legal Land Description/Site Location:

The Land referred to herein below is situated in an Unincorporated Area in the County of San Diego, State of California, and is described as follows:

[GRANT DEED RECORDED MAY 09, 2000, DOCUMENT NO. 2000-0240111]

TRACT ONE: 404-061-05-00

THAT PORTION OF THE WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 15 SOUTH, RANGE 2 EAST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO OFFICIAL PLAT THEREOF DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHERLY LINE OF THE 100.00 FOOT STATE HIGHWAY AS SAID HIGHWAY IS SHOWN ON MISCELLANEOUS MAP NO. 113, RECORDS OF SAN DIEGO COUNTY; DISTANT THEREON NORTH 78° 02'00" EAST 404.24 FEET FROM A POINT OPPOSITE ENGINEER'S STATION 115 PLUS 12.35 E.C. ON THE CENTER LINE OF SAID HIGHWAY, SAID POINT BEING THE SOUTHWESTERLY CORNER OF LAND DESCRIBED IN DEED TO GEORGE A. FORDNEY, ET UX., RECORDED AUGUST 5, 1949, IN BOOK 3279 PAGE 171 OF OFFICIAL RECORDS OF SAID COUNTY; THENCE NORTH 78° 02'00" EAST ALONG THE NORTHERLY LINE OF SAID 100.00 FOOT HIGHWAY 80.50 FEET TO THE SOUTHEAST CORNER OF SAID FORDNEY'S LAND, BEING ALSO THE SOUTHWEST CORNER OF LAND DESCRIBED IN DEED TO GEORGE A. FORDNEY, ET EX, RECORDED JUNE 22, 1954, IN BOOK 5276, PAGE 581 OF OFFICIAL RECORDS OF SAID COUNTY; THENCE CONTINUING NORTH 78° 02'00" EAST ALONG THE NORTHERLY LINE OF SAID 100.00 FOOT HIGHWAY 76.29 FEET TO THE SOUTHEAST CORNER OF SAID FORDNEY'S LAND LAST HEREINABOVE REFERRED TO; THENCE NORTH 01° 26' 00" WEST, ALONG THE EASTERLY LINE OF SAID LAND 436.03 FEET TO THE SOUTHEAST CORNER OF LAND DESCRIBED IN DEED TO CAROL B. ANDREWS AND BERT C. FULLER, RECORDED DECEMBER 4, 1963 AS FILE NO. 215090; THENCE ALONG THE BOUNDARY OF SAID LAND AS FOLLOWS:

SOUTH 88° 34' WEST 75.00 FEET; NORTH 01° 26' 00" WEST 200.00 FEET; AND NORTH 88° 34' 00" EAST 75.00 FEET TO THE EASTERLY LINE OF SAID FORDNEY'S LAND, LAST HEREINABOVE REFERRED TO; THENCE ALONG SAID EASTERLY LINE, NORTH 01° 26' 00" WEST 157.00 FEET; THENCE SOUTH 88° 34' 00" WEST 154.00 FEET MORE OR LESS TO THE WESTERLY LINE OF SAID FORDNEY'S LAND FIRST HEREINABOVE REFERRED TO; THENCE SOUTH 01° 26' 00" EAST ALONG SAID WESTERLY LINE 825.00 FEET MORE OR LESS TO THE POINT OF BEGINNING.

EXCEPTING THAT PORTION LYING SOUTHERLY OF THE FOLLOWING DESCRIBED LAND; BEGINNING AT A POINT WHICH IS NORTH 04°18'00" WEST 270.62 FEET LEFT OF ENGINEER'S STATION 703, PLUS 52.29 P.O.T. OF THE CENTER LINE OF THE INTERSTATE FREEWAY ROAD 11-SD-08, BASED ON THE 1960 SURVEY OF THE DEPARTMENT OF PUBLIC WORKS, BETWEEN 2.8 MILES WEST AND 2.5 MILES EAST OF ALPINE; THENCE SOUTH 86°46'00" EAST 1310.70 FEET TO A POINT WHICH IS NORTH 06°47'40" EAST 191.08 FEET LEFT OF ENGINEER'S STATION 715 PLUS 21.10 P.O.T. ON SAID CENTER LINE.

[GRANT DEED RECORDED MAY 31, 2000, DOCUMENT NO. 2000-0284335]

TRACT TWO: APN: 404-061-04-00

PARCEL 1:

THAT PORTION OF THE WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 15 SOUTH, RANGE 2 EAST, SAN BERNARDINO BASE AND MERIDIAN, IN THE

COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO OFFICIAL PLAT THEREOF, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHERLY LINE OF THE 100.00 FOOT STATE HIGHWAY AS SAID HIGHWAY IS SHOWN ON MISCELLANEOUS MAPS NO. 113, RECORDS OF SAN DIEGO COUNTY, DISTANCE THEREON N 78° 02' 00" E, 561.03 FEET FROM A POINT OPPOSITE ENGINEER'S STATION 115+12.35 E.C. ON THE CENTER LINE OF SAID HIGHWAY, SAID POINT BEING THE SOUTHEASTERLY CORNER OF LAND DESCRIBED IN DEED TO GORGE A. FORDNEY, ET UX, RECORDED JUNE 22, 1954, IN BOOK 5276, PAGE 581 OF OFFICIAL RECORDS OF SAN DIEGO COUNTY, THENCE N 01° 26' 00" W ALONG THE EASTERLY LINE OF SAID LAND, 793.03 FEET TO THE TRUE POINT OF BEGINNING THENCE N 1° 26' 00" W ALONG THE EASTERLY LINE 625.26 FEET TO THE NORTHEAST CORNER OF SAID FORDNEY'S LAND, BEING ALSO A POINT ON THE NORTHERLY LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 25; THENCE S. 89° 52' 20" W ALONG SAID NORTH LINE 154.41 FEET TO THE NORTHWEST CORNER OF SAID FORDNEY'S LAND; THENCE S 01° 26' 00" E ALONG THE WESTERLY LINE OF SAID 628.80 FEET TO THE SOUTHWESTERLY CORNER OF SAID LAND; THENCE N 88° 34' 00" E, 154.14 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL 2:

AN EASEMENT FOR INGRESS AND EGRESS FOR ROAD PURPOSES OVER A CONTINUOUS STRIP OF LAND 20.00 FEET IN WIDTH LYING WESTERLY OF AND ADJOINING THE FOLLOWING DESCRIBED LINE:

COMMENCING AT A POINT ON THE NORTHERLY LINE OF THE 100.00 FOOT STATE HIGHWAY AS SAID HIGHWAY IS SHOWN ON MISCELLANEOUS MAP NO. 113, RECORDS OF SAN DIEGO COUNTY, DISTANT THEREON NORTH 73° 02'00" EAST 404.24 FEET FROM A POINT OPPOSITE ENGINEER'S STATION 115 PLUS 12.35 E. C. ON THE CENTER LINE OF SAID HIGHWAY, SAID POINT BEING THE SOUTHWESTERLY CORNER OF LAND DESCRIBED IN DEED TO GEORGE A. FORDNEY, ET UX, RECORDED AUGUST 5, 1949 IN BOOK 3279, PAGE 171 OF OFFICIAL RECORDS OF SAID COUNTY; THENCE NORTH 78° 02'00" EAST ALONG THE NORTHERLY LINE OF SAID 100.00 FOOT HIGHWAY, 80.50 FEET TO THE SOUTHEAST CORNER OF SAID FORDNEY'S LANE, BEING ALSO THE SOUTHWEST CORNER OF LAND DESCRIBED IN DEED TO GEORGE A. FORDNEY, ET UX, RECORDED JUNE 22, 1954 IN BOOK 5276, PAGE 581 OF OFFICIAL RECORDS OF SAID COUNTY; THENCE CONTINUING NORTH 78° 02'00" EAST ALONG THE NORTHERLY LINE OF SAID 100.00 FOOT HIGHWAY, 76.29 FEET TO THE SOUTHEAST CORNER OF SAID FORDNEY'S LAND LAST HEREINABOVE REFERRED TO BEING THE TRUE POINT OF BEGINNING OF SAID LINE; THENCE ALONG THE EASTERLY LINE THEREOF NORTH 01° 26' 00" WEST TO THE SOUTHEAST CORNER OF LAND DESCRIBED IN DEED TO CAROL B. ANDREWS AND BERT C. FULLER, RECORDED DECEMBER 4, 1963 AS FILE NO. 215090; THENCE ALONG THE BOUNDARY OF SAID LAND AS FOLLOWS:

SOUTH 88° 34' WEST 75.00 FEET; NORTH 01° 26' 00 WEST 200.00 FEET AND NORTH 88° 34' 00" EAST 75.00 FEET TO THE EASTERLY LINE OF SAID FORDNEY'S LAND LAST HEREINABOVE REFERRED TO: THENCE ALONG SAID EASTERLY LINE, NORTH 01° 26' 00" WEST 157.00 FEET TO THE NORTHEAST CORNER OF THE ABOVE DESCRIBED LAND.

EXCEPTING THAT PORTION LYING SOUTHERLY OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT A POINT WHICH IS NORTH 04° 18' 00" WEST 270.62 FEET LEFT OF ENGINEER'S STATION 703 PLUS 52.29 P.O.T. ON THE CENTER LINE: OF THE INTERSTATE FREEWAY ROAD 11-SD-8, BASED ON THE 1960 SURVEY OF THE DEPARTMENT OF PUBLIC WORKS, BETWEEN 2.8 MILES WEST AND 2.5 MILES EAST OF ALPINE; THENCE SOUTH 86° 46' 00" EAST 1310.70 FEET TO A POINT WHICH IS NORTH 06° 47' 40" EAST 191.08 FEET LEFT OF ENGINEER'S STATION 715 PLUS 21.10 P.O.T. ON SAID CENTER LINE.

[GRANT DEED RECORDED JULY 24, 2000, DOCUMENT NO. 2000-0387435]

TRACT THREE: APN: 404-061-06-00

PARCEL 1:

THAT PORTION OF THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 15 SOUTH, RANGE 2 EAST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO OFFICIAL PLAT THEREOF, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST QUARTER CORNER OF THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 15 SOUTH, RANGE 2 EAST, SAN BERNARDINO MERIDIAN, SAID CORNER BEING ALSO THE CENTER OF SAID SECTION 25 SHOWN ON RECORD OF SURVEY NO. 2327, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, CALIFORNIA, THENCE ALONG THE NORTHERLY LINE OF SAID SOUTHEAST QUARTER OF SAID SECTION 25, NORTH 89° 52' 20" EAST, 179.01 FEET TO THE NORTHWESTERLY CORNER OF THAT PARCEL OF LAND MARKED SCHREIBER 2347-417 OF OFFICIAL RECORDS, AS SHOWN ON SAID RECORD OF SURVEY NO. 2327; THENCE ALONG THE WESTERLY BOUNDARY OF SAID PARCEL OF LAND, SOUTH 01° 26' 00" EAST, 782.26 FEET TO THE TRUE POINT OF BEGINNING. THENCE AT RIGHT ANGLE, NORTH 88°34'00" EAST, 75.00 FEET TO A POINT IN THE EASTERLY BOUNDARY OF SAID PARCEL OF LAND SOUTH 1°26'00" EAST, 200.00 FEET; THENCE AT RIGHT ANGLES, SOUTH 88°34'00" WEST, 75.00 FEET TO A POINT IN THE WESTERLY BOUNDARY OF SAID PARCEL OF LAND; THENCE ALONG THE WESTERLY BOUNDARY OF SAID PARCEL OF LAND, NORTH 01° 26' 00" WEST, 200.00 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL 2:

AN EASEMENT AND RIGHT OF WAY FOR INGRESS AND EGRESS OVER THE EAST 12.00 FEET OF SAID PARCEL OF LAND MARKED SCHREIBER 2348-417 OF OFFICIAL RECORDS, AS SHOWN ON SAID RECORD OF SURVEY NO. 2327; LYING TO THE SOUTH OF ABOVE DESCRIBED PROPERTY, AND JOINING THE SOUTHEAST PORTION OF SAID PROPERTY WITH INTERSTATE 8 SHOWN AS 11-SD-8.

[GRANT DEED RECORDED JUNE 02, 2000, DOCUMENT NO. 2000-0291150]

TRACT FOUR APN: 404-060-039-00

PARCEL 1:

THAT PORTION OF THE WEST ONE-HALF OF THE SOUTHEAST ONE QUARTER OF SECTION 25, TOWNSHIP 15 SOUTH, RANGE 2 EAST, SAN BERNARDINO BASE AND MERIDIAN, IN THE

COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THAT CERTAIN TRACT OF LAND OF SAID SECTION 25 IN THE SOUTHEAST QUARTER DESCRIBED IN A DEED FROM MARGARET JANE MC CULLOUGH TO PETE J. ENGBRIGHT AND STELLA D. ENGBRIGHT, HUSBAND AND WIFE, WHICH DEED WAS RECORDED FEBRUARY 26, 1943 IN BOOK 1469, PAGE 176 OF OFFICIAL RECORDS OF SAN DIEGO COUNTY CALIFORNIA, RUNNING THENCE ALONG THE NORTHERLY LINE OF THE STATE HIGHWAY NORTH 78° 02' EAST 627.61 FEET TO THE BEGINNING OF A CURVE TO THE LEFT HAVING A RADIUS OF 1950 FEET; THENCE EASTERLY ALONG SAID CURVE TO THE SOUTHEAST CORNER OF THE LAND CONVEYED TO ALVIN G. VOELKER ET UX, BY DEED RECORDED MARCH 16, 1956 IN BOOK 6019, PAGE 478 OF OFFICIAL RECORDS, BEING THE MOST SOUTHERLY CORNER OF THE LAND CONVEYED TO THE STATE OF CALIFORNIA FOR FREEWAY PURPOSES BY DEED RECORDED AUGUST 24, 1965 AS DOCUMENT NO. 153278 OF OFFICIAL RECORDS; THENCE NORTH 1° 51' 20" WEST (NORTH 1° 05' 58" WEST DEED TO STATE OF CALIFORNIA) 62.52 FEET TO THE NORTHWEST CORNER OF THE SAID LAND CONVEYED TO STATE OF CALIFORNIA, BEING THE TRUE POINT OF BEGINNING; THENCE ALONG THE NORTHERLY LINE OF SAID LAND CONVEYED TO THE STATE OF CALIFORNIA AS FOLLOWS:

SOUTH 86° 46' 00" EAST, 78.96 FEET, AND EASTERLY ALONG A TANGENT CURVE CONCAVE NORTHERLY WITH A RADIUS OF 470.00 FEET THROUGH AN ANGLE OF 11° 16' 17", AN ARC DISTANCE OF 92.46 FEET TO THE SOUTHEASTERLY BOUNDARY OF THE LAND DESCRIBED IN THE DEED TO RUTH MAE JONES, RECORDED MARCH 26, 1946, IN BOOK 2078, PAGE 299, SAN DIEGO COUNTY OFFICIAL RECORDS; THENCE ALONG SAID SOUTHEASTERLY BOUNDARY NORTHEASTERLY ALONG SAID CURVE HAVING A RADIUS OF 1950 FEET TO THE END OF SAID CURVE AND NORTH 59° 10' EAST 21.77 FEET TO THE MOST EASTERLY CORNER OF SAID JONES LAND; THENCE CONTINUING ALONG THE BOUNDARY OF SAID JONES LAND NORTH 30° 50' WEST 200 FEET AND SOUTH 59° 10' WEST 382.14 FEET TO THE EASTERLY LINE OF SAID VOELKER'S LAND; THENCE SOUTH 1° 51' 20" EAST ALONG SAID EASTERLY LINE TO THE TRUE POINT OF BEGINNING.

PARCEL 2:

AN EASEMENT AND RIGHT OF WAY FOR ROAD AND PUBLIC UTILITY PURPOSES, TO BE USED IN COMMON WITH OTHERS, OVER, UNDER, ALONG AND ACROSS A STRIP OF LAND 15 FEET WIDE IN THE WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 15 SOUTH, RANGE 2 EAST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO OFFICIAL PLAT THEREOF, THE SOUTHWESTERLY AND SOUTHEASTERLY LINES OF SAID 15 FOOT WIDE STRIP BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THAT CERTAIN TRACT OF LAND OF SAID SECTION 25 IN THE SOUTHEAST QUARTER DESCRIBED IN A DEED FROM MARGARET JANE MC CULLOUGH TO PETE J. ENGBRIGHT AND STELLA D. ENGBRIGHT, HUSBAND AND WIFE, WHICH DEED WAS RECORDED FEBRUARY 26, 1943 IN BOOK 1469, PAGE 176 OF OFFICIAL RECORDS OF SAN DIEGO COUNTY, CALIFORNIA, RUNNING THENCE ALONG THE NORTHERLY LINE OF THE STATE HIGHWAY NORTH 78° 02' EAST 627.61 FEET TO THE BEGINNING OF A CURVE TO THE LEFT HAVING A RADIUS OF 1950 FEET; THENCE EASTERLY TO ALONG SAID CURVE TO THE SOUTHEAST CORNER OF THE LAND CONVEYED TO ALVIN G. VOELKER ET UX, BY DEED RECORDED MARCH 16, 1956 IN BOOK

6019, PAGE 478 OF OFFICIAL RECORDS, BEING THE MOST SOUTHERLY CORNER OF THE LAND CONVEYED TO THE STATE OF CALIFORNIA FOR FREEWAY PURPOSES BY DEED RECORDED AUGUST 24, 1965 AS DOCUMENT NO. 153278 OF OFFICIAL RECORDS; THENCE NORTH 1° 51' 20" WEST (NORTH 1° 05' 58" WEST DEED TO STATE OF CALIFORNIA) 62.52 FEET TO THE NORTHWEST CORNER OF THE SAID LAND CONVEYED TO STATE OF CALIFORNIA, BEING THE TRUE POINT OF BEGINNING; THENCE ALONG THE NORTHERLY LINE OF SAID LAND CONVEYED TO THE STATE OF CALIFORNIA AS FOLLOWS:

SOUTH 86° 46' 00" EAST, 78.96 FEET, AND EASTERLY ALONG A TANGENT CURVE CONCAVE NORTHERLY WITH A RADIUS OF 470.00 FEET THROUGH AN ANGLE OF 11° 16' 17", AN ARC DISTANCE OF 92.46 FEET TO THE SOUTHEASTERLY BOUNDARY OF THE LAND DESCRIBED IN THE DEED TO RUTH MAE JONES, RECORDED MARCH 26, 1946, IN BOOK 2078, PAGE 299, SAN DIEGO COUNTY OFFICIAL RECORDS; THENCE ALONG SAID SOUTHEASTERLY BOUNDARY NORTHEASTERLY ALONG SAID CURVE HAVING A RADIUS OF 1950 FEET TO THE END OF SAID CURVE AND NORTH 59° 10' EAST 21.77 FEET TO THE MOST EASTERLY CORNER OF SAID JONES LAND, BEING THE TRUE POINT OF BEGINNING OF THE SOUTHWESTERLY LINE OF SAID 15 FOOT WIDE STRIP; THENCE CONTINUING ALONG THE BOUNDARY OF SAID JONES LAND NORTH 30° 50' WEST 200 FEET AND SOUTH 59° 10' WEST 261.14 FEET TO THE MOST EASTERLY CORNER OF PARCEL 1 OF THE LAND DESCRIBED IN DEED TO DAVID B. HIXSON, ET UX, RECORDED AUGUST 26, 1952 IN BOOK 4571, PAGE 161 OF OFFICIAL RECORDS.

THE NORTHWESTERLY AND NORTHEASTERLY LINES OF SAID 15 FOOT WIDE STRIP OF LAND TO BE EXTENDED TO AN INTERSECTION, SO AS TO FORM ONE CONTINUOUS STRIP OF LAND.

SAID 15 FOOT WIDE STRIP TO TERMINATE WESTERLY IN THE EASTERLY OF SAID HIXSON'S LAND.

Project Description/Proposed Land Use:

The subject property consists of land containing 7.07 acres, more or less, commonly referred to as the Faucett, Hayden-Jacobs, Beck, and Berg Property ("Subject Property") and Assessor's Parcel Numbers: 404-060-39-00 (contiguous to trust land), 404-061-05-00, 404-061-04-00, and 404-061-06-00 (non-contiguous). The subject property is located within the Tribe's ancestral territory with one parcel being contiguous to existing trust land, and three parcels non-contiguous. Currently, each parcel has a single-family detached residence with associated infrastructure. The four existing residences will be used for Tribal housing. The Tribe does not propose any changes in land use.

As indicated above, the purpose for seeking your comments regarding the proposed trust land acquisition is to obtain sufficient data that would enable an analysis of the potential impact on local/state government, which may result from the removal of the subject property from the tax roll and local jurisdiction.

This notice does not constitute, or replace, a notice that might be issued for the purpose of compliance with the National Environmental Policy Act of 1969.

Your written comments should be addressed to the Bureau of Indian Affairs at the address at the top of this notice. Any comments received within thirty days of your receipt of this notice will be considered and made a part of our record. You may be granted an extension of time to furnish comments, provided you submit a written justification requesting such an extension within thirty days of receipt of this letter. Additionally, copies of all comments will be provided to the applicant for a response. You will be notified of the decision to approve or deny the application.

If any party receiving this notice is aware of additional governmental entities that may be affected by the subject acquisition, please forward a copy to said party.

A copy of the application, excluding any documentation exempted under the Freedom of Information Act, is available for review at the above address. A request to make an appointment to review the application, or questions regarding the application, may be directed to the Pacific Regional Office attention Arvada Wolfin, Supervisory Realty Specialist, (916) 978-6069.

Sincerely,

RYAN HUNTER Digitally signed by RYAN HUNTER
Date: 2025.02.18 10:36:32 -08'00'

Acting Regional Director

Enclosures

cc: Distribution List

DISTRIBUTION LIST

BY CERTIFIED MAIL:

SENIOR ADVISOR FOR TRIBAL NEGOTIATIONS
DEPUTY LEGAL AFFAIRS SECRETARY
OFFICE OF THE GOVERNOR
CALIFORNIA STATE CAPITOL BUILDING, STE. 1173
SACRAMENTO, CA 95814
Certified Mail ID: 9589 0710 5270 1274 8953 44

T. MICHELLE LAIRD, SUPERVISING DEPUTY ATTORNEY GENERAL
C/O PAULA CORRAL
STATE OF CALIFORNIA, DEPARTMENT OF JUSTICE
P.O. BOX 944255
SACRAMENTO, CA 94244-2250
Certified Mail ID: 9589 0710 5270 1274 8953 51

COUNTY OF SAN DIEGO BOARD OF SUPERVISORS
1600 PACIFIC HIGHWAY, ROOM 335
SAN DIEGO, CA 92101
Certified Mail ID: 9589 0710 5270 1274 8953 68

SAN DIEGO COUNTY TREASURER & TAX COLLECTOR
1600 PACIFIC HIGHWAY, SUITE 162
SAN DIEGO, CA 92101-2480
Certified Mail ID: 9589 0710 5270 1274 8953 75

EWIIAAPAAYP BAND OF KUMEYAAY INDIANS, CALIFORNIA
4054 WILLOWS ROAD
ALPINE, CA 91901
Certified Mail ID: 9589 0710 5270 1274 8953 82

BY FIRST CLASS MAIL:

BUREAU OF INDIAN AFFAIRS
SUPERINDENDENT
SOUTHERN CALIFORNIA AGENCY
1451 RESEARCH PARK DRIVE, SUITE 100
RIVERSIDE, CA 92507

Pub. L. 100-581, 102 Stat. 2941, amended by Sec. 1, Pub. L. 101-301, 104 Stat. 206; Pub. L. 84-592, 70 Stat. 290, amended by Pub. L. 91-274, 84 Stat. 301; Pub. L. 84-772, 70 Stat. 626; Sec. 10, Pub. L. 87-231, 75 Stat. 505; Pub. L. 88-196, 77 Stat. 349; Pub. L. 88-418, 78 Stat. 389; Pub. L. 90-335, 82 Stat. 174, amended by Pub. L. 93-286, 88 Stat. 142; Pub. L. 90-534, 82 Stat. 884; Pub. L. 92-312, 86 Stat. 216; Pub. L. 92-377, 86 Stat. 530; Pub. L. 92-443, 86 Stat. 744; Sec. 11, Pub. L. 93-531, 88 Stat. 1716, amended by Sec. 4, Pub. L. 96-305, 94 Stat. 930, amended by Sec. 106, 98-603, 98 Stat. 3157, amended by Secs. 4(b), 8, Pub. L. 100-666, 102 Stat. 3930, 3933.

SOURCE: 88 FR 86249, Dec. 12, 2023, unless otherwise noted.

§ 151.1 What is the purpose of this part?

This part sets forth the authorities, policies, and procedures governing the acquisition of land by the United States in trust status for individual Indians and Tribes. This part does not cover acquisition of land by individual Indians and Tribes in fee simple status even though such land may, by operation of law, be held in restricted status following acquisition; acquisition of land mandated by Federal law; acquisition of land in trust status by inheritance or escheat; or transfers of land into restricted fee status unless required by Federal law.

§ 151.2 How are key terms defined?

Contiguous means two parcels of land having a common boundary notwithstanding the existence of non-navigable waters or a public road or right-of-way and includes parcels that touch at a point.

Fee interest means an interest in land that is owned in unrestricted fee simple status and is, thus, freely alienable by the fee owner.

Fractionated tract means a tract of Indian land owned in common by Indian landowners and/or fee owners holding undivided interests therein.

Indian land means any tract in which any interest is held by a Tribe or individual Indian in trust or restricted status and includes both individually owned Indian land and Tribal land.

Indian landowner means a Tribe or individual Indian who owns an interest in Indian land.

Indian reservation or *Tribe's reservation* means, unless another definition is

required by Federal law authorizing a particular trust acquisition, that area of land over which the Tribe is recognized by the United States as having governmental jurisdiction, except that, in the State of Oklahoma wherever historic reservations have not yet been reaffirmed, or where there has been a final judicial determination that a reservation has been disestablished or diminished, *Indian reservation* means that area of land constituting the former reservation of the Tribe as defined by the Secretary.

Individual Indian means:

(1) Any person who is an enrolled member of a Tribe;

(2) Any person who is a descendant of such a member and said descendant was, on June 1, 1934, physically residing on a federally recognized Indian reservation; or

(3) Any other person possessing a total of one-half or more degree Indian blood of a Tribe.

Initial Indian acquisition means an acquisition of land in trust status for the benefit of a Tribe that currently has no land held in trust status.

Interested party means a person or other entity whose legally protected interests would be affected by a decision.

Land means real property or any interest therein.

Marketable title means title that a reasonable buyer would accept because it appears to lack substantial defect and that covers the entire property that the seller has purported to sell.

Preliminary Title Opinion means an opinion issued by the Office of the Solicitor that reviews the existing status of title, examining both record and non-record title evidence and any encumbrances or liens against the land, and sets forth requirements to be met before acquiring land in trust status.

Preliminary title report means a report prepared by a title company prior to issuing a policy of title insurance that shows the ownership of a specific parcel of land together with the liens and encumbrances thereon.

Restricted land or *land in restricted status* means land the title to which is held by an individual Indian or a Tribe

§ 150.401

- (b) The fee will be at the rate established by 43 CFR 2, Appendix A.
- (c) The LTRO may waive all or part of these fees, at its discretion.
- (d) Paid fees are non-refundable.

Subpart E—Records

§ 150.401 Who owns the records associated with this part?

(a) The records associated with this part are the property of the United States if they:

(1) Are made or received by the Secretary or a Tribe or Tribal organization in the conduct of a Federal trust function under 25 U.S.C. 5301 *et seq.*, including the operation of a trust program; and

(2) Evidence the organization, functions, policies, decisions, procedures, operations, or other activities undertaken in the performance of a Federal trust function under this part.

(b) Records not covered by paragraph (a) of this section that are made or received by a Tribe or Tribal organization in the conduct of business with the Department of the Interior under this part are the property of the Tribe.

§ 150.402 How must records associated with this part be preserved?

(a) Tribes, Tribal organizations, and any other organization that make or receives records described in § 150.401(a) must preserve the records in accordance with approved Departmental records retention procedures under the Federal Records Act, 44 U.S.C. chapters 29, 31 and 33. These records and related records management practices and safeguards required under the Federal Records Act are subject to inspection by the Secretary and the Archivist of the United States.

(b) A Tribe or Tribal organization should preserve the records identified in § 150.401(b) for the period of time authorized by the Archivist of the United States for similar Department of the Interior records in accordance with 44 U.S.C. chapter 33.

§ 150.403 How does the Paperwork Reduction Act affect this part?

The information collections contained in this part have been approved by the Office of Management and Budget

25 CFR Ch. I (4-1-24 Edition)

et under 44 U.S.C. 3301 *et seq.* and assigned OMB Control Number 1076-0196. Response is required to obtain a benefit. A Federal agency may not conduct or sponsor, and you are not required to respond to, a collection of information unless the form or regulation containing the collection of information has a currently valid OMB Control Number.

PART 151—LAND ACQUISITIONS

Sec.

- 151.1 What is the purpose of this part?
- 151.2 How are key terms defined?
- 151.3 What is the Secretary's land acquisition policy?
- 151.4 How will the Secretary determine that statutory authority exists to acquire land in trust status?
- 151.5 May the Secretary acquire land in trust status by exchange?
- 151.6 May the Secretary approve acquisition of a fractional interest?
- 151.7 Is Tribal consent required for non-member acquisitions?
- 151.8 What documentation is included in a trust acquisition package?
- 151.9 How will the Secretary evaluate a request involving land within the boundaries of an Indian reservation?
- 151.10 How will the Secretary evaluate a request involving land contiguous to the boundaries of an Indian reservation?
- 151.11 How will the Secretary evaluate a request involving land outside of and non-contiguous to the boundaries of an Indian reservation?
- 151.12 How will the Secretary evaluate a request involving land for an initial Indian acquisition?
- 151.13 How will the Secretary act on requests?
- 151.14 How will the Secretary review title?
- 151.15 How will the Secretary conduct a review of environmental conditions?
- 151.16 How are formalization of acceptance and trust status attained?
- 151.17 What effect does this part have on pending requests and final agency decisions already issued?
- 151.18 Severability.

AUTHORITY: 5 U.S.C. 301; 25 U.S.C. 2, 9, 403a-2, 409a, 1466, 1495, 5107, 5108, 5136, 5138, 5201, 5202, 5322, 5341; Pub. L. 71-780, 46 Stat. 1471, amended by Pub. L. 72-231, 47 Stat. 474; Pub. L. 74-816, 49 Stat. 1967, amended by Sec. 10, Pub. L. 80-336, 61 Stat. 734; Secs. 3, 4, 6, Pub. L. 76-238, 53 Stat. 1129, 1130; Sec. 7, Pub. L. 79-706, 60 Stat. 968, amended by Pub. L. 91-627, 84 Stat. 1874; Pub. L. 81-226, 63 Stat. 605; Pub. L. 84-188, 69 Stat. 392, amended by Pub. L. 89-540, 78 Stat. 747, amended by Sec. 213,

§ 151.3

25 CFR Ch. I (4-1-24 Edition)

and which can only be alienated or encumbered by the owner with the approval of the Secretary due to limitations contained in the conveyance instrument pursuant to Federal law or because a Federal law directly imposes such limitations.

Secretary means the Secretary of the Interior or authorized representative.

Tribe means any Indian Tribe listed under section 102 of the Federally Recognized Indian Tribe List Act of 1994 (25 U.S.C. 5130). For purposes of acquisitions made under the authority of 25 U.S.C. 5136 and 5138, or other statutory authority which specifically authorizes trust acquisitions for such corporations, *Tribe* also means a corporation chartered under section 17 of the Act of June 18, 1934 (48 Stat. 988; 25 U.S.C. 5124) or section 3 of the Act of June 26, 1936 (49 Stat. 1967; 25 U.S.C. 5203).

Trust land or *land in trust status* means land the title to which is held in trust by the United States for an individual Indian or a Tribe.

Undivided interest means a fractional share of ownership in an estate of Indian land where the estate is owned in common with other Indian landowners or fee owners.

§ 151.3 What is the Secretary's land acquisition policy?

(a) It is the Secretary's policy to acquire land in trust status through direct acquisition or transfer for individual Indians and Tribes to strengthen self-determination and sovereignty, ensure that every Tribe has protected homelands where its citizens can maintain their Tribal existence and way of life, and consolidate land ownership to strengthen Tribal governance over reservation lands and reduce checkerboarding. The Secretary retains discretion whether to acquire land in trust status where discretion is granted under Federal law. Land not held in trust or restricted status may only be acquired for an individual Indian or a Tribe in trust status when the acquisition is authorized by Federal law. No acquisition of land in trust status under these regulations, including a transfer of land already held in trust or restricted status, shall be valid unless the acquisition is approved by the Secretary.

(b) Subject to the provisions of Federal law authorizing trust land acquisitions, the Secretary may acquire land for a Tribe in trust status:

(1) When the land is located within the exterior boundaries of the Tribe's reservation or contiguous thereto;

(2) When the Tribe already owns an interest in the land; or

(3) When the Secretary determines that the acquisition of the land will further Tribal interests by establishing a Tribal land base or protecting Tribal homelands, protecting sacred sites or cultural resources and practices, establishing or maintaining conservation or environmental mitigation areas, consolidating land ownership, reducing checkerboarding, acquiring land lost through allotment, protecting treaty or subsistence rights, or facilitating Tribal self-determination, economic development, Indian housing, or for other reasons the Secretary determines will support Tribal welfare.

(c) Subject to the provisions contained in Federal law which authorize land acquisitions or holding land in trust or restricted status, the Secretary may acquire land in trust status for an individual Indian:

(1) When the land is located within the exterior boundaries of an Indian reservation, or contiguous thereto; or

(2) When the land is already in trust or restricted status.

§ 151.4 How will the Secretary determine that statutory authority exists to acquire land in trust status?

When a Tribe's application relies on the first definition of "Indian" in the Indian Reorganization Act of June 18, 1934 (48 Stat. 984; 25 U.S.C. 5101 *et seq.*) (IRA) to establish statutory authority for the proposed acquisition, the Secretary will apply the following criteria to determine whether the Tribe was under Federal jurisdiction in 1934.

(a) In determining whether a Tribe was "under Federal jurisdiction" in 1934 within the meaning of section 19 of the IRA (48 Stat. 988; 25 U.S.C. 5129), the Secretary shall consider evidence of Federal jurisdiction in the manner provided in paragraphs (a)(1) through (5) of this section.

(1) Conclusive evidence establishes in and of itself both that a Tribe was

placed under Federal jurisdiction and that this jurisdiction remained intact in 1934. If such evidence exists, no further analysis under this section is needed. The following is conclusive evidence that a Tribe was under Federal jurisdiction in 1934:

(i) A vote under section 18 of the IRA (48 Stat. 988; 25 U.S.C. 5125) to accept or reject the IRA as recorded in *Ten Years of Tribal Government Under I.R.A.*, Theodore Haas, United States Indian Service (Jan. 1947) (Haas List) or other Federal government document;

(ii) Land held in trust by the United States for the Tribe in 1934.

(iii) Secretarial approval of a Tribal constitution under section 16 of the IRA as recorded in the Haas List or other Federal Government document;

(iv) Secretarial approval of a charter of incorporation issued to a Tribe under section 17 of the IRA as recorded in the Haas List or other Federal Government document;

(v) An Executive Order for a specific Tribe that was still in effect in 1934;

(vi) Treaties to which a Tribe is a party, ratified by the United States and still in effect as to that party in 1934;

(vii) Continuing existence in 1934 or later of treaty rights guaranteed by a treaty ratified by the United States; or

(viii) Other evidence that the Secretary determines is conclusive in a particular case.

(2) Presumptive evidence is indicative that a Tribe was placed under Federal jurisdiction in or before 1934 and may indicate that such jurisdiction remained intact in 1934. In the absence of evidence indicating that Federal jurisdiction did not exist or did not exist in 1934, presumptive evidence satisfies the analysis under this section. The following is presumptive evidence that a Tribe was under Federal jurisdiction in 1934:

(i) Evidence of treaty negotiations or evidence a Tribe signed a treaty with the United States whether or not such treaty was ratified by Congress;

(ii) Listing of a Tribe in the Department of the Interior's 1934 Indian Population Report;

(iii) Evidence that the United States took efforts to acquire lands on behalf

of a Tribe in the years leading up to the passage of the IRA;

(iv) Inclusion in Volume V of Charles J. Kappler's *Indian Affairs, Laws and Treaties*;

(v) Federal legislation for a specific Tribe, including land claim settlements and termination legislation enacted after 1934, which acknowledges the existence of a government-to-government relationship with a Tribe in or before 1934; or

(vi) Satisfaction of the criterion for Federal acknowledgment now located at 25 CFR 83.11(a) and previously located at 25 CFR 83.7(a), requiring that a Tribe "has been identified as an American Indian entity on a substantially continuous basis," through evidence that brought the Tribe under Federal jurisdiction in or before 1934; or

(vii) Other evidence that the Secretary determines is presumptive in a particular case.

(3) In the absence of evidence identified above as conclusive or presumptive evidence, the Secretary may find that a Tribe was under Federal jurisdiction in 1934 when the United States in 1934 or at some point in the Tribe's history prior to 1934, took an action or series of actions that, when viewed in concert through a course of dealings or other relevant acts on behalf of a Tribe, or in some instances Tribal members, establishes or generally reflects Federal obligations, or duties, responsibility for or authority over the Tribe, and that such jurisdictional status remained intact in 1934.

(i) Examples of Federal actions that exhibit probative evidence of Federal jurisdiction may include but are not limited to, the Department's acquisition of land for a Tribe in implementing the Indian Reorganization Act of 1934, efforts by the Federal Government to conduct a vote under section 18 of the IRA to accept or reject the IRA where no vote was held, the attendance of Tribal members at Bureau of Indian Affairs operated schools, Federal decisions regarding whether to remove or not remove a Tribe from its homelands, the inclusion of a Tribe in Federal reports and surveys, the inclusion of a Tribe or Tribal members in Federal census records prepared by the

§ 151.5

Office of Indian Affairs, the approval of contracts between a Tribe and non-Indians; enforcement of the Trade and Intercourse Acts (Indian trader, liquor laws, and land transactions), and the provision of health and social services to a Tribe or Tribal members.

(ii) [Reserved]

(4) When a Tribe is recognized under the 25 CFR part 83 process, the Secretary may rely on any evidence within the part 83 record that the Tribe was under Federal jurisdiction in or before 1934, consistent with § 151.4(a)(2) and (3).

(5) Evidence of executive officials disavowing Federal jurisdiction over a Tribe in certain instances is not conclusive evidence of a Tribe's Federal jurisdictional status. This is because such disavowals cannot themselves revoke Federal jurisdiction over a Tribe.

(b) For some Tribes, Congress enacted legislation after 1934 making the IRA applicable to the Tribe. The existence of such legislation making the IRA and its trust acquisition provisions applicable to a Tribe eliminates the need to determine whether a Tribe was under Federal jurisdiction in 1934.

(c) In order to be eligible for trust acquisitions under section 5 of the IRA, no additional "under Federal jurisdiction" analysis is required under this part for Tribes for which the Department has previously issued an analysis finding the Tribe was under Federal jurisdiction.

(d) Land may be acquired in trust status for an individual Indian or a Tribe in the State of Oklahoma under section 5 of the IRA if the acquisition comes within the terms of this part. This authority is in addition to all other statutory authority for such an acquisition.

(e) The Secretary may also acquire land in trust status for an individual Indian or a Tribe under this part when specifically authorized by Federal law other than section 5 of the IRA, subject to any limitations contained in that Federal law.

§ 151.5 May the Secretary acquire land in trust status by exchange?

The Secretary may acquire land in trust status on behalf of an individual Indian or Tribe by exchange under this

25 CFR Ch. I (4-1-24 Edition)

part if authorized by Federal law and within the terms of this part. The disposal aspects of an exchange are governed by part 152 of this title.

§ 151.6 May the Secretary approve acquisition of a fractional interest?

Where the mandatory acquisition process provided under 25 U.S.C. 2216(c) is not applicable to a fractional interest acquisition, *e.g.*, where the acquisition proposed is off-reservation, the following section applies to discretionary acquisitions of fractional interests. The Secretary may approve the acquisition of a fractional interest in a fractionated tract in trust status by an individual Indian or a Tribe including when:

(a) The applicant already owns a fractional interest in the same parcel of land;

(b) The interest being acquired by the applicant is in fee status;

(c) The applicant offers to purchase the remaining undivided trust or restricted interests in the parcel at not less than their fair market value;

(d) There is a specific law which grants to the applicant the right to purchase an undivided interest or interests in trust or restricted land without offering to purchase all such interests; or

(e) The owner or owners of more than fifty percent of the remaining trust or restricted interests in the parcel consent in writing to the acquisition by the applicant.

§ 151.7 Is Tribal consent required for nonmember acquisitions?

An individual Indian or Tribe may acquire land in trust status on an Indian reservation other than its own only when the governing body of the Tribe having jurisdiction over such reservation consents in writing to the acquisition; provided, that such consent shall not be required if the individual Indian or the Tribe already owns an undivided trust or restricted interest in the parcel of land to be acquired.

§ 151.8 What documentation is included in a trust acquisition package?

An individual Indian or Tribe seeking to acquire land in trust status must

Bureau of Indian Affairs, Interior

§ 151.8

file a written request, *i.e.*, application, with the Secretary. The request need not be in any special form but must set out the identity of the parties, a description of the land to be acquired, and other information which would show that the acquisition fulfills the requirements of this part. The Secretary will prepare the acquisition package using information provided by the applicant and analysis developed by the Secretary, as described in paragraphs (a)(1) through (9) of this section:

(a) A complete acquisition package consists of the following:

(1) The applicant must submit a request that the land be acquired in trust, as follows:

(i) If the applicant is an Indian Tribe, the Tribe's written request must be a signed Tribal letter for trust acquisition supported by a Tribal resolution or other act of the governing body of the Tribe;

(ii) If the applicant is an individual Indian, the individual's written request must be a signed letter requesting trust status;

(2) The applicant must submit documentation providing the information evaluated by the Secretary under § 151.9(a)(2) and (3), § 151.10(a)(2) and (3), § 151.11(a)(2) and (3), or § 151.12(a)(2) and (3) depending on which section applies to the application;

(3) The applicant must submit a statement identifying the existence of statutory authority for the acquisition including, if applicable, any supporting evidence that the Tribe was under Federal jurisdiction in 1934 pursuant to § 151.4.

(4) The applicant must submit a description of the land as follows:

(i) An aliquot part, government lot, parcel identified on a Government Land Office or Bureau of Land Management official survey plat, or lot block subdivision (LBS) legal description of the land and a map from the applicant, including a statement of the estate to be acquired, *e.g.*, all surface and mineral rights, surface rights only, surface rights and a portion of the mineral rights, etc.; or

(ii) A metes and bounds land description and survey if the land cannot be described by the methods listed in paragraph (a)(4)(i) of this section, in-

cluding a statement of the estate to be acquired. The survey may be completed by a land surveyor registered in the jurisdiction in which the land is located when the land being acquired is fee simple land; and

(iii) An application package is not complete until the Secretary determines that the legal description or survey is sufficient.

(5) The applicant must submit information that allows the Secretary to comply with the National Environmental Policy Act (NEPA) and 602 DM 2, Land Acquisitions: Hazardous Substances Determinations pursuant to § 151.15; and

(i) An acquisition package is not complete until the public review period of a final environmental impact statement or, where appropriate, the final environmental assessment has concluded, or the categorical exclusion documentation is complete.

(ii) An acquisition package is not complete until a pre-acquisition Phase I environmental site assessment, and if necessary, a Phase II environmental site assessment completed pursuant to 602 DM 2 is determined to be sufficient by the Secretary.

(6) The applicant must submit title evidence pursuant to § 151.14.

(i) An acquisition package is not complete until the Secretary completes a Preliminary Title Opinion based on such evidence;

(ii) [Reserved]

(7) The Secretary shall send notification letters pursuant to § 151.9, § 151.10, § 151.11, or § 151.12.

(8) The applicant must submit a statement that any existing covenants, easements, or restrictions of record will not interfere with the applicant's intended use of the land; and

(9) The applicant must submit any additional information or action requested by the Secretary, in writing, if warranted by the specific application.

(b) After the Bureau of Indian Affairs is in possession of a complete acquisition package, the Secretary shall:

(1) Notify the applicant within 30 calendar days in writing that the acquisition package is complete; and

(2) Issue a decision on a request within 120 calendar days after issuance of

§ 151.9

25 CFR Ch. I (4-1-24 Edition)

the notice of a complete acquisition package.

§ 151.9 How will the Secretary evaluate a request involving land within the boundaries of an Indian reservation?

(a) The Secretary shall consider the criteria in this section when evaluating requests for the acquisition of land in trust status when the land is located within the boundaries of an Indian reservation.

(1) The existence of statutory authority for the acquisition and any limitations contained in such authority;

(2) If the applicant is an individual Indian, the need for additional land, the amount of trust or restricted land already owned by or for that individual, and the degree to which the individual needs assistance in handling their affairs;

(3) The purposes for which the land will be used; and

(4) If the land to be acquired is in fee status, whether the Bureau of Indian Affairs is equipped to discharge the additional responsibilities resulting from the acquisition of the land in trust status.

(b) The Secretary shall give great weight to acquiring land that serves any of the following purposes, in accordance with § 151.3:

(1) Furthers Tribal interests by establishing a Tribal land base or protects Tribal homelands;

(2) Protects sacred sites or cultural resources and practices;

(3) Establishes or maintains conservation or environmental mitigation areas;

(4) Consolidates land ownership;

(5) Reduces checkerboarding;

(6) Acquires land lost through allotment;

(7) Protects treaty or subsistence rights; or

(8) Facilitates Tribal self-determination, economic development, or Indian housing.

(c) When reviewing a Tribe's request for land within the boundaries of an Indian reservation, the Secretary presumes that the acquisition will further the Tribal interests described in paragraph (b) of this section, and adverse impacts to local governments' regulatory jurisdiction, real property taxes,

and special assessments will be minimal, therefore the application should be approved.

(d) Upon receipt of a written request to have land acquired in trust within the boundaries of an Indian reservation the Secretary shall notify the State and local governments with regulatory jurisdiction over the land to be acquired of the applicant's request. The notice will inform the State or local government that each will be given 30 calendar days in which to provide written comments to rebut the presumption of minimal adverse impacts to regulatory jurisdiction, real property taxes, and special assessments. If the State or local government responds within 30 calendar days, a copy of the comments will be provided to the applicant, who will be given a reasonable time in which to reply, if they choose to do so in their discretion, or request that the Secretary issue a decision. In considering such comments, the Secretary presumes that the Tribal community will benefit from the acquisition.

§ 151.10 How will the Secretary evaluate a request involving land contiguous to the boundaries of an Indian reservation?

(a) The Secretary shall consider the criteria in this section when evaluating requests for the acquisition of land in trust status when the land is located contiguous to an Indian reservation:

(1) The existence of statutory authority for the acquisition and any limitations contained in such authority;

(2) If the applicant is an individual Indian, the need for additional land, the amount of trust or restricted land already owned by or for that individual, and the degree to which the individual needs assistance in handling their affairs;

(3) The purposes for which the land will be used; and

(4) If the land to be acquired is in fee status, whether the Bureau of Indian Affairs is equipped to discharge the additional responsibilities resulting from the acquisition of the land in trust status.

(b) The Secretary shall give great weight to acquiring land that serves

Bureau of Indian Affairs, Interior

§ 151.11

any of the following purposes, in accordance with § 151.3:

(1) Furthers Tribal interests by establishing a Tribal land base or protects Tribal homelands;

(2) Protects sacred sites or cultural resources and practices;

(3) Establishes or maintains conservation or environmental mitigation areas;

(4) Consolidates land ownership;

(5) Reduces checkerboarding;

(6) Acquires land lost through allotment;

(7) Protects treaty or subsistence rights; or

(8) Facilitates Tribal self-determination, economic development, or Indian housing.

(c) When reviewing a Tribe's request for land contiguous to an Indian reservation, the Secretary presumes that the acquisition will further the Tribal interests described in paragraph (b) of this section, and adverse impacts to local governments' regulatory jurisdiction, real property taxes, and special assessments will be minimal, therefore the application should be approved.

(d) Upon receipt of a written request to have land contiguous to an Indian reservation acquired in trust status, the Secretary shall notify the State and local governments with regulatory jurisdiction over the land to be acquired. The notice will inform the State or local government that each will be given 30 calendar days in which to provide written comments to rebut the presumption of minimal adverse impacts to regulatory jurisdiction, real property taxes, and special assessments. If the State or local government responds within 30 calendar days, a copy of the comments will be provided to the applicant, who will be given a reasonable time in which to reply, if they choose to do so in their discretion, or request that the Secretary issue a decision. In considering such comments, the Secretary presumes that the Tribal community will benefit from the acquisition.

§ 151.11 How will the Secretary evaluate a request involving land outside of and noncontiguous to the boundaries of an Indian reservation?

(a) The Secretary shall consider the criteria in this section when evaluating

requests for the acquisition of land in trust status when the land is located outside of and noncontiguous to an Indian reservation:

(1) The existence of statutory authority for the acquisition and any limitations contained in such authority;

(2) If the applicant is an individual Indian and the land is already held in trust or restricted status, the need for additional land, the amount of trust or restricted land already owned by or for that individual, and the degree to which the individual needs assistance in handling their affairs;

(3) The purposes for which the land will be used; and

(4) If the land to be acquired is in fee status, whether the Bureau of Indian Affairs is equipped to discharge the additional responsibilities resulting from the acquisition of the land in trust status.

(b) The Secretary shall give great weight to acquiring land that serves any of the following purposes, in accordance with § 151.3:

(1) Furthers Tribal interests by establishing a Tribal land base or protects Tribal homelands;

(2) Protects sacred sites or cultural resources and practices;

(3) Establishes or maintains conservation or environmental mitigation areas;

(4) Consolidates land ownership;

(5) Reduces checkerboarding;

(6) Acquires land lost through allotment;

(7) Protects treaty or subsistence rights; or

(8) Facilitates Tribal self-determination, economic development, or Indian housing.

(c) Upon receipt of a written request to have land outside the boundaries of an Indian reservation acquired in trust status, the Secretary shall notify the State and local governments with regulatory jurisdiction over the land to be acquired. The notice will inform the State or local government that each will be given 30 calendar days in which to provide written comments on the acquisition's potential impact on regulatory jurisdiction, real property taxes, and special assessments. If the State or local government responds within 30 calendar days, a copy of the comments

§ 151.12

25 CFR Ch. I (4-1-24 Edition)

will be provided to the applicant, who will be given a reasonable time in which to reply, if they choose to do so in their discretion, or request that the Secretary issue a decision. In reviewing such comments, the Secretary will consider the location of the land and potential conflicts of land use. The Secretary presumes that the Tribe will benefit from the acquisition.

§ 151.12 How will the Secretary evaluate a request involving land for an initial Indian acquisition?

(a) The Secretary shall consider the criteria in this section when evaluating requests for the acquisition of land in trust status when a Tribe does not have a reservation or land held in trust.

(1) The existence of statutory authority for the acquisition and any limitations contained in such authority;

(2) The purposes for which the land will be used; and

(3) If the land to be acquired is in fee status, whether the Bureau of Indian Affairs is equipped to discharge the additional responsibilities resulting from the acquisition of the land in trust status.

(b) The Secretary shall give great weight to acquiring land that serves any of the following purposes, in accordance with § 151.3:

(1) Furthers Tribal interests by establishing a Tribal land base or protects Tribal homelands;

(2) Protects sacred sites or cultural resources and practices;

(3) Establishes or maintains conservation or environmental mitigation areas;

(4) Consolidates land ownership;

(5) Reduces checkerboarding;

(6) Acquires land lost through allotment;

(7) Protects treaty or subsistence rights; or

(8) Facilitates Tribal self-determination, economic development, or Indian housing.

(c) When reviewing a request for a Tribe that does not have a reservation or land held in trust, the Secretary presumes that the acquisition will further the Tribal interests described in paragraph (b) of this section, and adverse impacts to local governments' regulatory jurisdiction, real property

taxes, and special assessments will be minimal, therefore the application should be approved.

(d) Upon receipt of a written request for land to be acquired in trust when a Tribe does not have a reservation or land held in trust, the Secretary shall notify the State and local governments with regulatory jurisdiction over the land to be acquired. The notice will inform the State or local government that each will be given 30 calendar days in which to provide written comments to rebut the presumption of minimal adverse impacts to regulatory jurisdiction, real property taxes, and special assessments. If the State or local government responds within 30 calendar days, a copy of the comments will be provided to the applicant, who will be given a reasonable time in which to reply, if they choose to do so in their discretion, or request that the Secretary issue a decision. In reviewing such comments, the Secretary will consider the location of the land and potential conflicts of land use. The Secretary presumes that the Tribe will benefit from the acquisition.

§ 151.13 How will the Secretary act on requests?

(a) The Secretary shall review each request and may request any additional information or justification deemed necessary to reach a decision.

(b) The Secretary's decision to approve or deny a request shall be in writing and state the reasons for the decision.

(c) A decision made by the Office of the Secretary or the Assistant Secretary—Indian Affairs pursuant to delegated authority, is a final agency action under 5 U.S.C. 704 upon issuance.

(1) If the Office of the Secretary or Assistant Secretary denies the request, the Assistant Secretary shall promptly provide the applicant with the decision.

(2) If the Office of the Secretary or Assistant Secretary approves the request, the Assistant Secretary shall:

(i) Promptly provide the applicant with the decision;

(ii) Promptly publish notice in the FEDERAL REGISTER of the decision to acquire land in trust status under this part; and

Bureau of Indian Affairs, Interior

§ 151.14

(iii) Immediately acquire the land in trust status under § 151.16 after the date such decision is issued and upon fulfillment of the requirements of any other Department of the Interior requirements.

(d) A decision made by a Bureau of Indian Affairs official, rather than the Office of the Secretary or Assistant Secretary, pursuant to delegated authority, is not a final agency action of the Department of the Interior under 5 U.S.C. 704 until administrative remedies are exhausted under part 2 of this chapter and under 43 CFR part 4, subpart D, or until the time for filing a notice of appeal has expired and no administrative appeal has been filed. Administrative appeals are governed by part 2 of this chapter and by 43 CFR part 4, subpart D.

(1) If the official denies the request, the official shall promptly provide the applicant with the decision and notification of the right to file an administrative appeal under part 2 of this chapter.

(2) If the official approves the request, the official shall:

(i) Promptly provide the applicant with the decision;

(ii) Promptly provide written notice, by U.S. mail or personal delivery, of the decision and the right, if any, to file an administrative appeal of such decision under part 2 of this chapter and 43 CFR part 4, subpart D to:

(A) Interested parties who have made themselves known, in writing, to the official prior to the decision being made; and

(B) The State and local governments having regulatory jurisdiction over the land to be acquired;

(iii) Promptly publish a notice in a newspaper of general circulation serving the affected area of the decision and the right, if any, of interested parties who did not make themselves known, in writing, to the official to file an administrative appeal of the decision under part 2 of this chapter; and

(iv) Immediately acquire the land in trust status under § 151.16 upon expiration of the time for filing a notice of appeal or upon exhaustion of administrative remedies under part 2 of this chapter and under 43 CFR part 4, subpart D, and upon the fulfillment of any

other Department of the Interior requirements.

(3) The administrative appeal period begins on:

(i) The date of receipt of written notice by the applicant or interested parties entitled to notice under paragraphs (d)(1) and (d)(2)(ii) of this section; or

(ii) The date of first publication of the notice for unknown interested parties under paragraph (d)(2)(iii) of this section, which shall be deemed the date of receipt of the decision.

(4) Any party who wishes to seek judicial review of an official's decision must first exhaust administrative remedies under 25 CFR part 2 and under 43 CFR part 4, subpart D.

§ 151.14 How will the Secretary review title?

(a) The applicant must submit title evidence as part of a complete acquisition package as described in § 151.8 as follows:

(1) The deed or other conveyance instrument providing evidence of the applicant's title or, if the applicant does not yet have title, the deed providing evidence of the transferor's title and a written agreement or affidavit from the transferor that title will be transferred to the United States on behalf of the applicant to complete the acquisition in trust status; and

(2) Either:

(i) A current title insurance commitment issued by a title company; or

(ii) The policy of title insurance issued by a title company to the applicant or current owner and an abstract of title issued by a title compact dating from the time the policy of title insurance was issued to the applicant or current owner to the present. The Secretary may accept a preliminary title report or equivalent document prepared by a title company in place of an abstract of title for purposes of this paragraph (a)(2)(ii) if the applicant provides evidence that the title company will not issue an abstract of title based on practice in the local jurisdiction, subject to the requirements of paragraph (b) of this section.

(3) The applicant may choose to provide title evidence meeting the title

§ 151.15

standards issued by the U.S. Department of Justice, in lieu of the evidence required by paragraph (a)(2) of this section.

(b) After reviewing title evidence, the Secretary shall notify the applicant of any liens, encumbrances, or infirmities that the Secretary identified and may seek additional information or action from the applicant needed to address such issues. The Secretary may require the elimination of any such liens, encumbrances, or infirmities prior to acceptance of the land in trust status if the Secretary determines that the liens, encumbrances, or infirmities make title to the land unmarketable.

§ 151.15 How will the Secretary conduct a review of environmental conditions?

(a) The Secretary shall comply with the requirements of the National Environmental Policy Act (NEPA) (43 U.S.C. 4321 *et seq.*), applicable Council on Environmental Quality regulations (40 CFR parts 1500-1508), and Department of the Interior regulations (43 CFR part 46) and guidance. The Secretary's compliance may require preparation of an environmental impact statement, an environmental assessment, a categorical exclusion, or other documentation that satisfies the requirements of NEPA.

(b) The Secretary shall comply with the terms of 602 DM 2, Land Acquisitions: Hazardous Substances Determinations, or its successor policy if replaced or renumbered, so long as such guidance remains in place and binding. If the Secretary approves a request for the acquisition of land in trust status, the Secretary may then require, before formalization of acceptance pursuant to § 151.16, that the applicant provide information updating a prior pre-acquisition environmental site assessment conducted under 602 DM 2.

(1) If no recognized environmental conditions or other environmental issues of concern are identified in the pre-acquisition environmental site assessment or before formalization of acceptance and all other requirements of this section and §§ 151.13 and 151.14 are met, the Secretary shall acquire the land in trust.

25 CFR Ch. I (4-1-24 Edition)

(2) If recognized environmental conditions or other environmental issues of concern are identified in the pre-acquisition environmental site assessment or before formalization of acceptance, the Secretary shall notify the applicant and may seek additional information or action from the applicant to address such issues of concern. The Secretary may require the elimination of any such issues of concern prior to the formalization of acceptance.

§ 151.16 How are formalization of acceptance and trust status attained?

(a) The Secretary shall formalize acceptance of land in trust status by signing an instrument of conveyance. The Secretary shall sign the instrument of conveyance after the requirements of §§ 151.13, 151.14, and 151.15 have been met.

(b) The land will attain trust status when the Secretary signs the instrument of conveyance.

(c) The Secretary shall record the deed with LTR0 pursuant to part 150 of this chapter.

§ 151.17 What effect does this part have on pending requests and final agency decisions already issued?

(a) Requests pending on January 11, 2024 will continue to be processed under 25 CFR part 151 (revised as of April 1, 2023) unless the applicant requests in writing to proceed under this part.

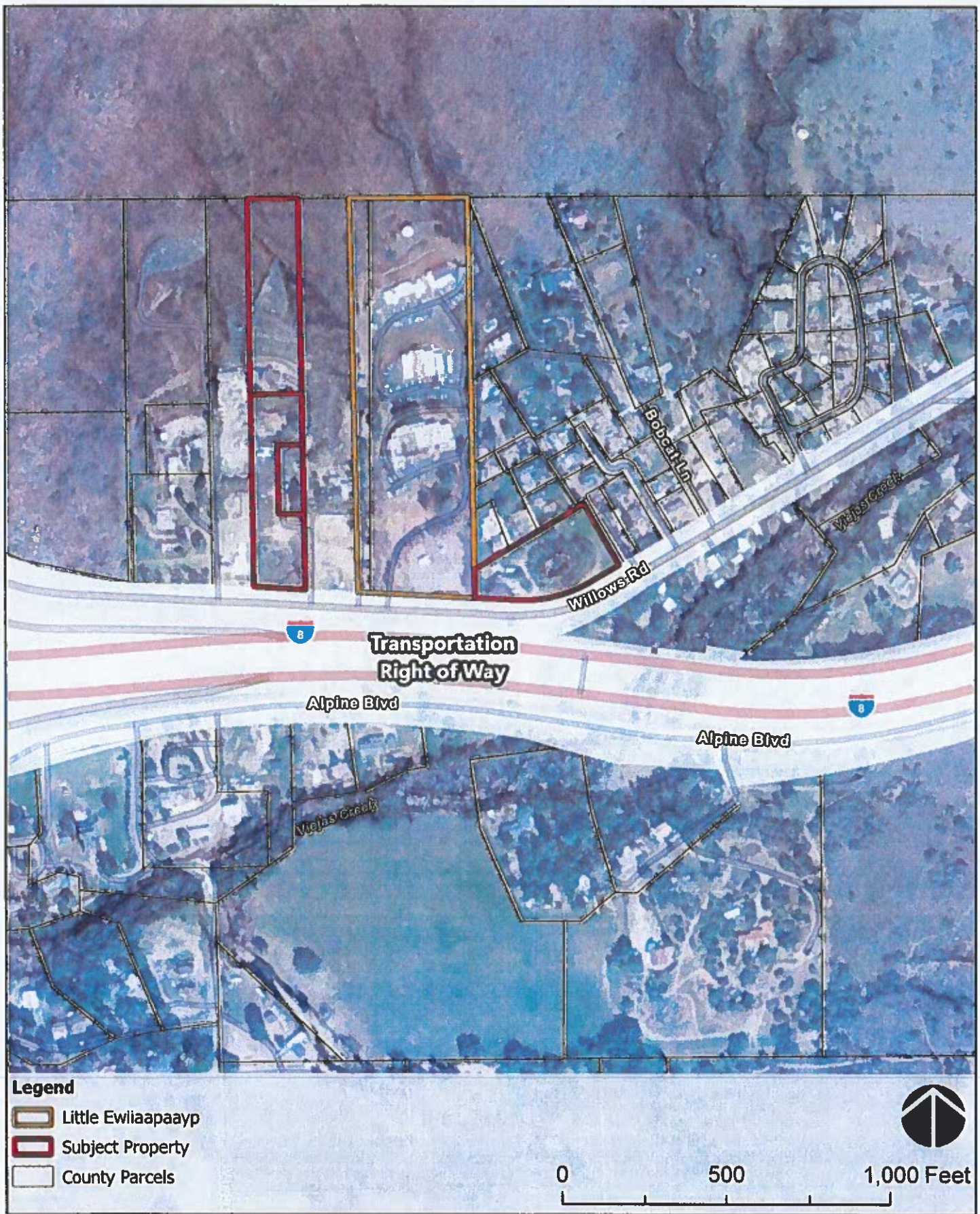
(1) Upon receipt of such a request, the Secretary shall process the pending application under this part, except for § 151.8(b)(2).

(2) The Secretary shall consider the comments of State and local governments submitted under the notice provisions of 25 CFR part 151 (revised as of April 1, 2023).

(b) This part does not alter decisions of Bureau of Indian Affairs Officials under appeal on January 11, 2024 or final agency decisions made before January 11, 2024.

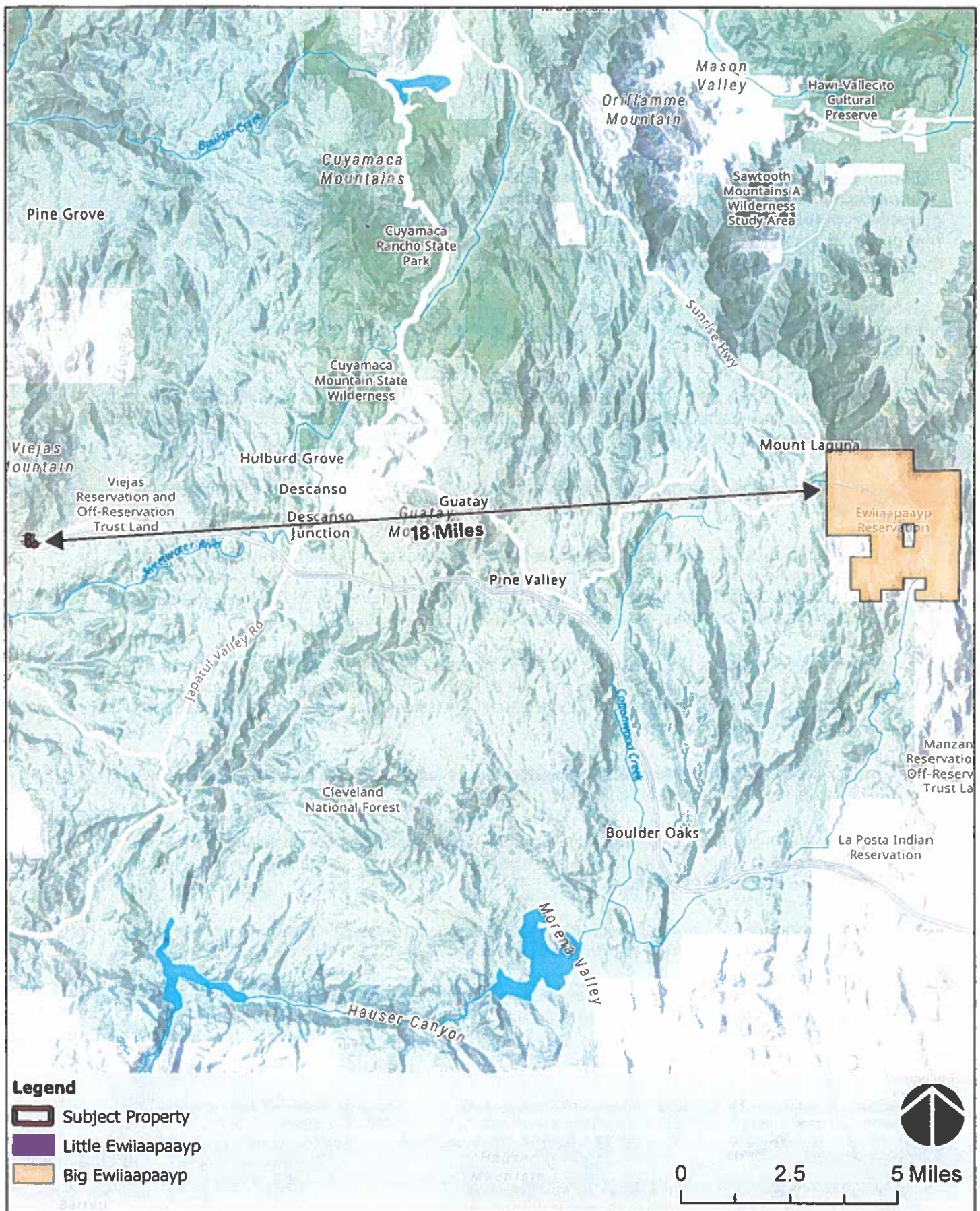
§ 151.18 Severability.

If any provision of this part, or any application of a provision, is stayed or determined to be invalid by a court of competent jurisdiction, the remaining provisions or applications are severable and shall continue in effect.



Esri Community Maps Contributors, SanGIS, California State Parks, © OpenStreetMap, Microsoft, Esri, TomTom, Garmin, SafeGraph, GeoTechnologies, Inc, METI/NASA, USGS, Bureau of Land

FIGURE 3
AERIAL PHOTOGRAPH



Esri, NASA, NGA, USGS, SanGIS, California State Parks, Esri, TomTom, Garmin, SafeGraph, METI/ NASA, USGS, Bureau of Land Management, EPA, NPS, USDA, USFWS

FIGURE 4
PROXIMITY TO EXISTING RESERVATION



SCHEDULE B, PART II—Exceptions

Some historical land records contain Discriminatory Covenants that are illegal and unenforceable by law. This Commitment and the Policy treat any Discriminatory Covenant in a document referenced in Schedule B as if each Discriminatory Covenant is redacted, repudiated, removed, and not republished or recirculated. Only the remaining provisions of the document will be excepted from coverage.

The Policy will not insure against loss or damage resulting from the terms and conditions of any lease or easement identified in Schedule A, and will include the following Exceptions unless cleared to the satisfaction of the Company:

1. Any defect, lien, encumbrance, adverse claim, or other matter that appears for the first time in the Public Records or is created, attaches, or is disclosed between the Commitment Date and the date on which all of the Schedule B, Part I—Requirements are met.
2. Indian tribal codes or regulations, Indian treaty or aboriginal rights, including easements or equitable servitudes.
3. Any claim that the United States lacks proper authority to acquire or hold title to the land, or arising from or related to an alleged defect in the process of approving or authorizing the acquisition of title by the United States of America in Trust for *The United States of America in Trust for the Ewilaapaay Band of Kumeyaay Indians*, a federally recognized tribe.
4. Any claim, by reason of the operation of federal bankruptcy, state insolvency, or similar creditors' rights laws, that the transaction vesting the Title as shown in Schedule A, is (a) a fraudulent conveyance or fraudulent transfer or (b) a preferential transfer. *(This exception is not necessary if US Policy form Rev. 12-3-12 is used.)*
5. Paragraphs 1 and 2 of the Exclusions from Coverage are expressly extended to include those laws, ordinances or regulations of an Indian tribe or nation.
6. Defects, liens, encumbrances, adverse claims, notices or other matters not appearing in the Public Records but that would be disclosed by an examination of any records maintained by or on behalf of a Tribe or on behalf of its members.
7. Tribal records for any tax, law or regulation are not "public records" within the meaning of this policy, and this policy provides no coverage respecting any loss occasioned by any such tribal tax law or regulation.
8. Any claim of right, title, interest, power or jurisdiction arising under the laws of a Tribe.
9. Condition 18 is hereby added to the policy:

This page is only a part of a 2021 ALTA Commitment for Title Insurance issued by First American Title Insurance Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; and Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

Copyright 2021 American Land Title Association. All rights reserved.

The use of this Form (or any derivative thereof) is restricted to ALTA licensees and ALTA members in good standing as of the date of use. All other uses are prohibited.

Reprinted under license from the American Land Title Association.

Form 50215100 (8-30-23)

Page 5 of 20

**18. CHOICE OF LAW; FORUM**

- (a) Choice of Law: The Insured acknowledges that the Company has underwritten the risks covered by this policy and determined the premium charged therefor in reliance upon the law affecting interests in real property under the law of the State and applicable to the interpretation, rights, remedies, or enforcement of policies of title insurance of the State.

Therefore, the court or an arbitrator shall apply the law of the State, or to the extent it controls, federal law, to determine the validity of claims against the Title that are adverse to the Insured and to interpret and enforce the terms of this policy. In no case shall the court or arbitrator apply its conflicts of law principles to determine the applicable law, nor shall the court or arbitrator apply the law of a Tribe.

- (b) Choice of Forum: Any litigation or other proceeding brought by the Insured against the Company must be filed only in a State court or a United States federal court having appropriate jurisdiction.

10. General and special taxes and assessments for the fiscal year 2023-2024.

First Installment:	\$2,039.08, PAID
Penalty:	\$0.00
Second Installment:	\$2,039.08, PAID
Penalty:	\$0.00
Tax Rate Area:	51035
A. P. No.:	404-061-05-00

11. General and special taxes and assessments for the fiscal year 2023-2024.

First Installment:	\$2,313.81, PAID
Penalty:	\$0.00
Second Installment:	\$2,313.81, PAID
Penalty:	\$0.00
Tax Rate Area:	51035
A. P. No.:	404-061-04-00

12. General and special taxes and assessments for the fiscal year 2023-2024.

First Installment:	\$2,084.86, PAID
Penalty:	\$0.00
Second Installment:	\$2,084.86, PAID
Penalty:	\$0.00
Tax Rate Area:	51035
A. P. No.:	404-061-06-00

This page is only a part of a 2021 ALTA Commitment for Title Insurance issued by First American Title Insurance Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; and Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

Copyright 2021 American Land Title Association. All rights reserved.

The use of this Form (or any derivative thereof) is restricted to ALTA licensees and ALTA members in good standing as of the date of use. All other uses are prohibited.
Reprinted under license from the American Land Title Association.

Form 50215100 (8-30-23)

Page 6 of 20



13. General and special taxes and assessments for the fiscal year 2023-2024.

First Installment: \$2,212.18, PAID
Penalty: \$0.00
Second Installment: \$2,212.18, PAID
Penalty: \$0.00
Tax Rate Area: 51035
A. P. No.: 404-060-39-00

14. The lien of supplemental taxes, if any, assessed pursuant to Chapter 3.5 commencing with Section 75 of the California Revenue and Taxation Code.

The Following Matters Affect TRACT ONE::

15. An easement for THE PRIVILEGE AND RIGHT TO EXTEND AND MAINTAIN DRAINAGE STRUCTURES AND EXCAVATION AND EMBANKMENT SLOPES BEYOND THE LIMITS OF STATE HIGHWAY and incidental purposes in the document recorded SEPTEMBER 23, 1932 as [BOOK 139, PAGE 495](#) of Official Records.

The location of the easement cannot be determined from record information.

16. An easement for PUBLIC UTILITIES, INGRESS AND EGRESS and incidental purposes in the document recorded AUGUST 31, 1949 as [BOOK 3305, PAGE 193](#) of Official Records.
17. An easement for PUBLIC UTILITIES, INGRESS AND EGRESS and incidental purposes in the document recorded SEPTEMBER 20, 1949 as [BOOK 3324, PAGE 59](#) of Official Records.
18. An easement for INGRESS AND EGRESS and incidental purposes in the document recorded JANUARY 15, 1960 as INSTRUMENT NO. [1960-9044](#) of Official Records.
19. An easement for PUBLIC UTILITIES, INGRESS AND EGRESS and incidental purposes in the document recorded JUNE 6, 1966 as INSTRUMENT NO. [1966-92975](#) of Official Records.
20. Abutter's rights of ingress and egress to or from INTERSTATE 8 have been relinquished in the document recorded AUGUST 29, 1966 as INSTRUMENT NO. [1966-141143](#) of Official Records.
21. An easement for INGRESS AND EGRESS FOR ROAD and incidental purposes in the document recorded AUGUST 8, 1972 as INSTRUMENT NO. [1972-207233](#) of Official Records.

The Following Matters Affect TRACT TWO:

22. An easement for AERIAL AND UNDERGROUND COMMUNICATION STRUCTURES and incidental purposes in the document recorded DECEMBER 12, 1929 in [Book 1725 of Deeds, Page 78](#).

This page is only a part of a 2021 ALTA Commitment for Title Insurance issued by First American Title Insurance Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; and Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

Copyright 2021 American Land Title Association. All rights reserved.

The use of this Form (or any derivative thereof) is restricted to ALTA licensees and ALTA members in good standing as of the date of use. All other uses are prohibited.
Reprinted under license from the American Land Title Association.

Form 50215100 (8-30-23)

Page 7 of 20



The location of the easement cannot be determined from record information.

23. An easement for PUBLIC UTILITIES, INGRESS AND EGRESS and incidental purposes in the document recorded SEPTEMBER 20, 1949 as [BOOK 3324, PAGE 59](#) of Official Records.
24. An easement for POLES, WIRES AND ANCHORAGE FOR THE TRANSMISSION AND DISTRIBUTION OF ELECTRICITY and incidental purposes in the document recorded JANUARY 28, 1953 as [BOOK 4730, PAGE 5](#) of Official Records.
25. Abutter's rights of ingress and egress to or from FRONTAGE ROAD, TO OR FROM THE FREEWAY ADJACENT THERETO have been relinquished in the document recorded NOVEMBER 9, 1965 as INSTRUMENT NO. [1965-204023](#) of Official Records.

(Affects PARCEL 2)

26. An easement for PUBLIC UTILITIES, INGRESS AND EGRESS and incidental purposes in the document recorded JUNE 6, 1966 as INSTRUMENT NO. [1966-92975](#) of Official Records.
27. Any easements and/or servitudes affecting easement parcel(s) 2 herein described.

The Following Matters Affect TRACT THREE:

28. An easement for POLES, WIRES AND ANCHORS and incidental purposes in the document recorded DECEMBER 12, 1929 in [Book 1725 of Deeds, Page 78](#).

The location of the easement cannot be determined from record information.

29. An easement for POLES, WIRES AND ANCHORS and incidental purposes in the document recorded JUNE 6, 1966 as INSTRUMENT NO. [1966-92972](#) of Official Records.
30. Any easements and/or servitudes affecting easement parcel(s) 2 herein described.

The Following Matters Affect TRACT FOUR:

31. An easement for TO THE PUBLIC FOR ANY PUBLIC ROAD and incidental purposes in the document recorded AUGUST 23, 1911 in [Book 528 of Deeds, Page 201](#).

The location of the easement cannot be determined from record information.

32. An easement for PUBLIC UTILITIES, INGRESS AND EGRESS and incidental purposes in the document recorded in [Book 1725 of Deeds, Page 78](#).

This page is only a part of a 2021 ALTA Commitment for Title Insurance issued by First American Title Insurance Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; and Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

Copyright 2021 American Land Title Association. All rights reserved.

The use of this Form (or any derivative thereof) is restricted to ALTA licensees and ALTA members in good standing as of the date of use. All other uses are prohibited.

Reprinted under license from the American Land Title Association.

Form 50215100 (8-30-23)

Page 8 of 20



The location of the easement cannot be determined from record information.

33. THE PRIVILEGE AND RIGHT TO EXTEND DRAINAGE STRUCTURES AND EXCAVATION AND EMBANKMENT SLOPES BEYOND THE LIMITS OF STATE HIGHWAY, WHERE REQUIRED FOR THE CONSTRUCTION AND MAINTENANCE OF SAID STATE HIGHWAY, AS CONTAINED IN THE DEED RECORDED IN [BOOK 139, PAGE 495](#) OF OFFICIAL RECORDS

The location of the easement cannot be determined from record information.

34. THE PRIVILEGE AND RIGHT TO EXTEND DRAINAGE STRUCTURES AND EXCAVATION AND EMBANKMENT SLOPES BEYOND THE LIMITS OF STATE HIGHWAY, WHERE REQUIRED FOR THE CONSTRUCTION AND MAINTENANCE OF SAID STATE HIGHWAY, AS CONTAINED IN THE DEED RECORDED IN [BOOK 233, PAGE 81](#) OF OFFICIAL RECORDS

The location of the easement cannot be determined from record information.

35. An easement for PUBLIC UTILITIES, INGRESS AND EGRESS and incidental purposes in the document recorded DECEMBER 17, 1952 as INSTRUMENT NO. [1952-157899](#) BOOK 4689, PAGE 541 of Official Records.
36. Abutter's rights of ingress and egress to or from FREEWAY CONTIGUOUS TO SAID PROPERTY have been relinquished in the document recorded AUGUST 24, 1965 as INSTRUMENT NO. [153278](#) of Official Records.
37. Any easements and/or servitudes affecting easement parcel(s) 2 herein described.

The Following Matters Affect ALL THE TRACTS:

38. The terms, provisions and easement(s) contained in the document entitled "GRANT OF EASEMENT" recorded JANUARY 08, 2001 as INSTRUMENT NO. [2001-10305](#) of Official Records.
39. Rights of the public in and to that portion of the Land lying within any Road, Street, Alley or Highway.
40. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the Public Records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the Public Records.
41. Any facts, rights, interests, or claims which are not shown by the Public Records but that could be ascertained by an inspection of the Land or which may be asserted by persons in possession of the Land.
42. Easements, liens or encumbrances, or claims thereof, not shown by the Public Records.

This page is only a part of a 2021 ALTA Commitment for Title Insurance issued by First American Title Insurance Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; and Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

Copyright 2021 American Land Title Association. All rights reserved.

The use of this Form (or any derivative thereof) is restricted to ALTA licensees and ALTA members in good standing as of the date of use. All other uses are prohibited.
Reprinted under license from the American Land Title Association.

Form 50215100 (8-30-23)

Page 9 of 20



43. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose and which are not shown by the public records
44. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof, (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b) or (c) are shown by the Public Records.
45. Any lien or right to a lien for services, labor or material unless such lien is shown by the Public Records at Date of Policy.
46. **WE FIND NO OPEN DEED OF TRUST. THE COMPANY WILL REQUIRE SATISFACTORY PROOF, PRIOR TO INSURING THE CONTEMPLATED TRANSACTION, THAT THE SUBJECT PROPERTY IS FREE FROM ANY ENCUMBRANCES. PLEASE PROVIDE THE FOLLOWING:**
- A. AN [AFFIDAVIT \(Click Here\)](#), EXECUTED BY ALL THE SELLERS/BORROWERS STATING THAT THE PROPERTY IS FREE AND CLEAR, AND NOTARIZED IN FRONT OF A FIRST AMERICAN APPROVED NOTARY;**
- B. THE OWNER STATEMENT FROM THE ESCROW INSTRUCTIONS; AND**
- C. A WRITTEN STATEMENT FROM ESCROW CONFIRMING WHO THE PROCEEDS WILL BE DISBURSED TO.**
47. The new lender, **if any**, for this transaction may be a Non-Institutional Lender. If so, the Company will require the Deed of Trust to be signed before a **First American approved notary**.

This page is only a part of a 2021 ALTA Commitment for Title Insurance issued by First American Title Insurance Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; and Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

Copyright 2021 American Land Title Association. All rights reserved.

The use of this Form (or any derivative thereof) is restricted to ALTA licensees and ALTA members in good standing as of the date of use. All other uses are prohibited.
Reprinted under license from the American Land Title Association.



EXHIBIT A

The Land referred to herein below is situated in an Unincorporated Area in the County of San Diego, State of California, and is described as follows:

TRACT ONE: 404-061-05-00

THAT PORTION OF THE WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 15 SOUTH, RANGE 2 EAST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO OFFICIAL PLAT THEREOF DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHERLY LINE OF THE 100.00 FOOT STATE HIGHWAY AS SAID HIGHWAY IS SHOWN ON MISCELLANEOUS MAP NO. [113](#), RECORDS OF SAN DIEGO COUNTY; DISTANT THEREON NORTH 78° 02'00" EAST 404.24 FEET FROM A POINT OPPOSITE ENGINEER'S STATION 115 PLUS 12.35 E.C. ON THE CENTER LINE OF SAID HIGHWAY, SAID POINT BEING THE SOUTHWESTERLY CORNER OF LAND DESCRIBED IN DEED TO GEORGE A. FORDNEY, ET UX., RECORDED AUGUST 5, 1949, IN [BOOK 3279 PAGE 171](#) OF OFFICIAL RECORDS OF SAID COUNTY; THENCE NORTH 78° 02'00" EAST ALONG THE NORTHERLY LINE OF SAID 100.00 FOOT HIGHWAY 80.50 FEET TO THE SOUTHEAST CORNER OF SAID FORDNEY'S LAND, BEING ALSO THE SOUTHWEST CORNER OF LAND DESCRIBED IN DEED TO GEORGE A. FORDNEY, ET EX, RECORDED JUNE 22, 1954, IN [BOOK 5276, PAGE 581](#) OF OFFICIAL RECORDS OF SAID COUNTY; THENCE CONTINUING NORTH 78° 02'00" EAST ALONG THE NORTHERLY LINE OF SAID 100.00 FOOT HIGHWAY 76.29 FEET TO THE SOUTHEAST CORNER OF SAID FORDNEY'S LAND LAST HEREINABOVE REFERRED TO; THENCE NORTH 01° 26' 00" WEST, ALONG THE EASTERLY LINE OF SAID LAND 436.03 FEET TO THE SOUTHEAST CORNER OF LAND DESCRIBED IN DEED TO CAROL B. ANDREWS AND BERT C. FULLER, RECORDED DECEMBER 4, 1963 AS FILE NO. [215090](#); THENCE ALONG THE BOUNDARY OF SAID LAND AS FOLLOWS:

SOUTH 88° 34' WEST 75.00 FEET; NORTH 01° 26' 00" WEST 200.00 FEET; AND NORTH 88° 34' 00" EAST 75.00 FEET TO THE EASTERLY LINE OF SAID FORDNEY'S LAND, LAST HEREINABOVE REFERRED TO; THENCE ALONG SAID EASTERLY LINE, NORTH 01° 26' 00" WEST 157.00 FEET; THENCE SOUTH 88° 34' 00" WEST 154.00 FEET MORE OR LESS TO THE WESTERLY LINE OF SAID FORDNEY'S LAND FIRST HEREINABOVE REFERRED TO; THENCE SOUTH 01° 26' 00" EAST ALONG SAID WESTERLY LINE 825.00 FEET MORE OR LESS TO THE POINT OF BEGINNING.

EXCEPTING THAT PORTION LYING SOUTHERLY OF THE FOLLOWING DESCRIBED LAND;

BEGINNING AT A POINT WHICH IS NORTH 04°18'00" WEST 270.62 FEET LEFT OF ENGINEER'S STATION 703, PLUS 52.29 P.O.T. OF THE CENTER LINE OF THE INTERSTATE FREEWAY ROAD 11-SD-08, BASED ON THE 1960 SURVEY OF THE DEPARTMENT OF PUBLIC WORKS, BETWEEN 2.8 MILES WEST AND 2.5 MILES EAST OF ALPINE; THENCE SOUTH 86°46'00" EAST 1310.70 FEET TO A POINT WHICH IS NORTH 06°47'40" EAST 191.08 FEET LEFT OF ENGINEER'S STATION 715 PLUS 21.10 P.O.T. ON SAID CENTER LINE

TRACT TWO: APN: 404-061-04-00

PARCEL 1:

This page is only a part of a 2021 ALTA Commitment for Title Insurance issued by First American Title Insurance Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; and Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

Copyright 2021 American Land Title Association. All rights reserved.

The use of this Form (or any derivative thereof) is restricted to ALTA licensees and ALTA members in good standing as of the date of use. All other uses are prohibited.

Reprinted under license from the American Land Title Association.

Form 50215100 (8-30-23)

Page 11 of 20



THAT PORTION OF THE WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 15 SOUTH, RANGE 2 EAST, SAN BERNARDINO BASE AND MERIDIAN, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO OFFICIAL PLAT THEREOF, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHERLY LINE OF THE 100.00 FOOT STATE HIGHWAY AS SAID HIGHWAY IS SHOWN ON MISCELLANEOUS MAPS NO. [113](#), RECORDS OF SAN DIEGO COUNTY, DISTANCE THEREON N 78° 02' 00" E, 561.03 FEET FROM A POINT OPPOSITE ENGINEER'S STATION 115+12.35 E.C. ON THE CENTER LINE OF SAID HIGHWAY, SAID POINT BEING THE SOUTHEASTERLY CORNER OF LAND DESCRIBED IN DEED TO GORGE A. FORDNEY, ET UX, RECORDED JUNE 22, 1954, IN [BOOK 5276, PAGE 581](#) OF OFFICIAL RECORDS OF SAN DIEGO COUNTY, THENCE N 01° 26' 00" W ALONG THE EASTERLY LINE OF SAID LAND, 793.03 FEET TO THE TRUE POINT OF BEGINNING THENCE N 1° 26' 00" W ALONG THE EASTERLY LINE 625.26 FEET TO THE NORTHEAST CORNER OF SAID FORDNEY'S LAND, BEING ALSO A POINT ON THE NORTHERLY LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 25; THENCE S. 89° 52' 20" W ALONG SAID NORTH LINE 154.41 FEET TO THE NORTHWEST CORNER OF SAID FORDNEY'S LAND; THENCE S 01° 26' 00" ALONG THE WESTERLY LINE OF SAID 628.80 FEET TO THE SOUTHWESTERLY CORNER OF SAID LAND; THENCE S. 88° 34' 00" W, 154.14 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL 2:

AN EASEMENT FOR INGRESS AND EGRESS FOR ROAD PURPOSES OVER A CONTINUOUS STRIP OF LAND 20.00 FEET IN WIDTH LYING WESTERLY OF AND ADJOINING THE FOLLOWING DESCRIBED LINE:

COMMENCING AT A POINT ON THE NORTHERLY LINE OF THE 100.00 FOOT STATE HIGHWAY AS SAID HIGHWAY IS SHOWN ON MISCELLANEOUS MAP NO. [113](#), RECORDS OF SAN DIEGO COUNTY, DISTANT THEREON NORTH 73° 02'00" EAST 404.24 FEET FROM A POINT OPPOSITE ENGINEER'S STATION 115 PLUS 12.35 E. C. ON THE CENTER LINE OF SAID HIGHWAY, SAID POINT BEING THE SOUTHWESTERLY CORNER OF LAND DESCRIBED IN DEED TO GEORGE A. FORDNEY, ET UX, RECORDED AUGUST 5, 1949 IN [BOOK 3279, PAGE 171](#) OF OFFICIAL RECORDS OF SAID COUNTY; THENCE NORTH 78° 02'00" EAST ALONG THE NORTHERLY LINE OF SAID 100.00 FOOT HIGHWAY, 80.50 FEET TO THE SOUTHEAST CORNER OF SAID FORDNEY'S LAND, BEING ALSO THE SOUTHWEST CORNER OF LAND DESCRIBED IN DEED TO GEORGE A. FORDNEY, ET UX, RECORDED JUNE 22, 1954 IN [BOOK 5276, PAGE 581](#) OF OFFICIAL RECORDS OF SAID COUNTY; THENCE CONTINUING NORTH 78° 02'00" EAST ALONG THE NORTHERLY LINE OF SAID 100.00 FOOT HIGHWAY, 76.29 FEET TO THE SOUTHEAST CORNER OF SAID FORDNEY'S LAND LAST HEREINABOVE REFERRED TO BEING THE TRUE POINT OF BEGINNING OF SAID LINE; THENCE ALONG THE EASTERLY LINE THEREOF NORTH 01° 26' 00" WEST TO THE SOUTHEAST CORNER OF LAND DESCRIBED IN DEED TO CAROL B. ANDREWS AND BERT C. FULLER, RECORDED DECEMBER 4, 1963 AS FILE NO. [215090](#); THENCE ALONG THE BOUNDARY OF SAID LAND AS FOLLOWS:

SOUTH 88° 34' WEST 75.00 FEET; NORTH 01° 26' 00 WEST 200.00 FEET AND NORTH 88° 34' 00" EAST 75.00 FEET TO THE EASTERLY LINE OF SAID FORDNEY'S LAND LAST HEREINABOVE REFERRED TO: THENCE ALONG SAID EASTERLY LINE, NORTH 01° 26' 00" WEST 157.00 FEET TO THE NORTHEAST CORNER OF THE ABOVE DESCRIBED LAND.

This page is only a part of a 2021 ALTA Commitment for Title Insurance issued by First American Title Insurance Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; and Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

Copyright 2021 American Land Title Association. All rights reserved.

The use of this Form (or any derivative thereof) is restricted to ALTA licensees and ALTA members in good standing as of the date of use. All other uses are prohibited. Reprinted under license from the American Land Title Association.

Form 50215100 (8-30-23)

Page 12 of 20



EXCEPTING THAT PORTION LYING SOUTHERLY OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT A POINT WHICH IS NORTH 04° 18' 00" WEST 270.62 FEET LEFT OF ENGINEER'S STATION 703 PLUS 52.29 P.O.T. ON THE CENTER LINE: OF THE INTERSTATE FREEWAY ROAD 11-SD-8, BASED ON THE 1960 SURVEY OF THE DEPARTMENT OF PUBLIC WORKS, BETWEEN 2.8 MILES WEST AND 2.5 MILES EAST OF ALPINE; THENCE SOUTH 86° 46' 00" EAST 1310.70 FEET TO A POINT WHICH IS NORTH 06° 47' 40" EAST 191.08 FEET LEFT OF ENGINEER'S STATION 715 PLUS 21.10 P.O.T. ON SAID CENTER LINE

TRACT THREE: APN: 404-061-06-00

PARCEL 1:

THAT PORTION OF THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 15 SOUTH, RANGE 2 EAST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO OFFICIAL PLAT THEREOF, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST QUARTER CORNER OF THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 15 SOUTH, RANGE 2 EAST, SAN BERNARDINO MERIDIAN, SAID CORNER BEING ALSO THE CENTER OF SAID 25 SHOWN ON RECORD OF SURVEY NO. [2327](#), FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, CALIFORNIA, THENCE ALONG THE NORTHERLY LINE OF SAID SOUTHEAST QUARTER OF SAID SECTION 25, NORTH 89° 52' 20" EAST, 179.01 FEET TO THE NORTHWESTERLY CORNER OF THAT PARCEL OF LAND MARKED SCHREIBER 2347-417 OF OFFICIAL RECORDS, AS SHOWN ON SAID RECORD OF SURVEY NO. [2327](#); THENCE ALONG THE WESTERLY BOUNDARY OF SAID PARCEL OF LAND, SOUTH 01° 26' 00" EAST, 782.26 FEET TO THE TRUE POINT OF BEGINNING.

THENCE AT RIGHT ANGLE, NORTH 88°34'00" EAST, 75.00 FEET TO A POINT IN THE EASTERLY BOUNDARY OF SAID PARCEL OF LAND 1°26'00" EAST, 200.00 FEET; THENCE AT RIGHT ANGLES, SOUTH 88°34'00" WEST, 75.00 FEET TO A POINT IN THE WESTERLY BOUNDARY OF SAID PARCEL OF LAND; THENCE ALONG THE WESTERLY BOUNDARY OF SAID PARCEL OF LAND, NORTH 01° 26' 00" WEST, 200.00 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL 2:

AN EASEMENT AND RIGHT OF WAY FOR INGRESS AND EGRESS OVER THE EAST 12.00 FEET OF SAID PARCEL OF LAND MARKED SCHREIBER 2348-417 OF OFFICIAL RECORDS, AS SHOWN ON SAID RECORD OF SURVEY NO. [2327](#); LYING TO THE SOUTH OF ABOVE DESCRIBED PROPERTY, AND JOINING THE SOUTHEAST PORTION OF SAID PROPERTY WITH INTERSTATE 8 SHOWN AS 11-SD-8

TRACT FOUR APN: 404-060-039-00

PARCEL 1:

THAT PORTION OF THE WEST ONE-HALF OF THE SOUTHEAST ONE QUARTER OF SECTION 25,

This page is only a part of a 2021 ALTA Commitment for Title Insurance issued by First American Title Insurance Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; and Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

Copyright 2021 American Land Title Association. All rights reserved.

The use of this Form (or any derivative thereof) is restricted to ALTA licensees and ALTA members in good standing as of the date of use. All other uses are prohibited.
Reprinted under license from the American Land Title Association.

Form 50215100 (8-30-23)

Page 13 of 20



TOWNSHIP 15 SOUTH, RANGE 2 EAST, SAN BERNARDINO BASE AND MERIDIAN, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THAT CERTAIN TRACT OF LAND OF SAID SECTION 25 IN THE SOUTHEAST QUARTER DESCRIBED IN A DEED FROM MARGARET JANE MC CULLOUGH TO PETE J. ENGBRIGHT AND STELLA D. ENGBRIGHT, HUSBAND AND WIFE, WHICH DEED WAS RECORDED FEBRUARY 26, 1943 IN [BOOK 1469, PAGE 176](#) OF OFFICIAL RECORDS OF SAN DIEGO COUNTY CALIFORNIA, RUNNING THENCE ALONG THE NORTHERLY LINE OF THE STATE HIGHWAY NORTH 78° 02' EAST 627.61 FEET TO THE BEGINNING OF A CURVE TO THE LEFT HAVING A RADIUS OF 1950 FEET; THENCE EASTERLY ALONG SAID CURVE TO THE SOUTHEAST CORNER OF THE LAND CONVEYED TO ALVIN G. VOELKER ET UX, BY DEED RECORDED MARCH 16, 1956 IN [BOOK 6019, PAGE 478](#) OF OFFICIAL RECORDS, BEING THE MOST SOUTHERLY CORNER OF THE LAND CONVEYED TO THE STATE OF CALIFORNIA FOR FREEWAY PURPOSES BY DEED RECORDED AUGUST 24, 1965 AS DOCUMENT NO. [153278](#) OF OFFICIAL RECORDS; THENCE NORTH 1° 51' 20" WEST (NORTH 1° 05' 58" WEST DEED TO STATE OF CALIFORNIA) 62.52 FEET TO THE NORTHWEST CORNER OF THE SAID LAND CONVEYED TO STATE OF CALIFORNIA, BEING THE TRUE POINT OF BEGINNING; THENCE ALONG THE NORTHERLY LINE OF SAID LAND CONVEYED TO THE STATE OF CALIFORNIA AS FOLLOWS:

SOUTH 86° 46' 00" EAST, 78.96 FEET, AND EASTERLY ALONG A TANGENT CURVE CONCAVE NORTHERLY WITH A RADIUS OF 470.00 FEET THROUGH AN ANGLE OF 11° 16' 17", AN ARC DISTANCE OF 92.46 FEET TO THE SOUTHEASTERLY BOUNDARY OF THE LAND DESCRIBED IN THE DEED TO RUTH MAE JONES, RECORDED MARCH 26, 1946, IN [BOOK 2078, PAGE 299](#), SAN DIEGO COUNTY OFFICIAL RECORDS; THENCE ALONG SAID SOUTHEASTERLY BOUNDARY NORTHEASTERLY ALONG SAID CURVE HAVING A RADIUS OF 1950 FEET TO THE END OF SAID CURVE AND NORTH 59° 10' EAST 21.77 FEET TO THE MOST EASTERLY CORNER OF SAID JONES LAND; THENCE CONTINUING ALONG THE BOUNDARY OF SAID JONES LAND NORTH 30° 50' WEST 200 FEET AND SOUTH 59° 10' WEST 382.14 FEET TO THE EASTERLY LINE OF SAID VCELKER'S LAND; THENCE SOUTH 1° 51' 20" EAST ALONG SAID EASTERLY LINE TO THE TRUE POINT OF BEGINNING.

PARCEL 2:

AN EASEMENT AND RIGHT OF WAY FOR ROAD AND PUBLIC UTILITY PURPOSES, TO BE USED IN COMMON WITH OTHERS, OVER, UNDER, ALONG AND ACROSS A STRIP OF LAND 15 FEET WIDE IN THE WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 15 SOUTH, RANGE 2 EAST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO OFFICIAL PLAT THEREOF, THE SOUTHWESTERLY AND SOUTHEASTERLY LINES OF SAID 15 FOOT WIDE STRIP BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THAT CERTAIN TRACT OF LAND OF SAID SECTION 25 IN THE SOUTHEAST QUARTER DESCRIBED IN A DEED FROM MARGARET JANE MC CULLOUGH TO PETE J. ENGBRIGHT AND STELLA D. ENGBRIGHT, HUSBAND AND WIFE, WHICH DEED WAS RECORDED FEBRUARY 26, 1943 IN [BOOK 1469, PAGE 176](#) OF OFFICIAL RECORDS OF SAN DIEGO COUNTY, CALIFORNIA, RUNNING THENCE ALONG THE NORTHERLY LINE OF THE STATE HIGHWAY NORTH 78° 02' EAST 627.61 FEET TO THE BEGINNING OF A CURVE TO THE LEFT HAVING A RADIUS OF 1950 FEET;

This page is only a part of a 2021 ALTA Commitment for Title Insurance issued by First American Title Insurance Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; and Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

Copyright 2021 American Land Title Association. All rights reserved.

The use of this Form (or any derivative thereof) is restricted to ALTA licensees and ALTA members in good standing as of the date of use. All other uses are prohibited.

Reprinted under license from the American Land Title Association.

Form 50215100 (8-30-23)

Page 14 of 20



THENCE EASTERLY TO ALONG SAID CURVE TO THE SOUTHEAST CORNER OF THE LAND CONVEYED TO ALVIN G. VOELKER ET UX, BY DEED RECORDED MARCH 16, 1956 IN [BOOK 6019, PAGE 478](#) OF OFFICIAL RECORDS, BEING THE MOST SOUTHERLY CORNER OF THE LAND CONVEYED TO THE STATE OF CALIFORNIA FOR FREEWAY PURPOSES BY DEED RECORDED AUGUST 24, 1965 AS DOCUMENT NO. [153278](#) OF OFFICIAL RECORDS; THENCE NORTH 1° 51' 20" WEST (NORTH 1° 05' 58" WEST DEED TO STATE OF CALIFORNIA) 62.52 FEET TO THE NORTHWEST CORNER OF THE SAID LAND CONVEYED TO STATE OF CALIFORNIA, BEING THE TRUE POINT OF BEGINNING; THENCE ALONG THE NORTHERLY LINE OF SAID LAND CONVEYED TO THE STATE OF CALIFORNIA AS FOLLOWS:

SOUTH 86° 46' 00" EAST, 78.96 FEET, AND EASTERLY ALONG A TANGENT CURVE CONCAVE NORTHERLY WITH A RADIUS OF 470.00 FEET THROUGH AN ANGLE OF 11° 16' 17", AN ARC DISTANCE OF 92.46 FEET TO THE SOUTHEASTERLY BOUNDARY OF THE LAND DESCRIBED IN THE DEED TO RUTH MAE JONES, RECORDED MARCH 26, 1946, IN [BOOK 2078, PAGE 299](#), SAN DIEGO COUNTY OFFICIAL RECORDS; THENCE ALONG SAID SOUTHEASTERLY BOUNDARY NORTHEASTERLY ALONG SAID CURVE HAVING A RADIUS OF 1950 FEET TO THE END OF SAID CURVE AND NORTH 59° 10' EAST 21.77 FEET TO THE MOST EASTERLY CORNER OF SAID JONES LAND, BEING THE TRUE POINT OF BEGINNING OF THE SOUTHWESTERLY LINE OF SAID 15 FOOT WIDE STRIP; THENCE CONTINUING ALONG THE BOUNDARY OF SAID JONES LAND NORTH 30° 50' WEST 200 FEET AND SOUTH 59° 10' WEST 261.14 FEET TO THE MOST EASTERLY CORNER OF PARCEL 1 OF THE LAND DESCRIBED IN DEED TO DAVID B. HIXSON, ET UX, RECORDED AUGUST 26, 1952 IN [BOOK 4571, PAGE 161](#) OF OFFICIAL RECORDS.

THE NORTHWESTERLY AND NORTHEASTERLY LINES OF SAID 15 FOOT WIDE STRIP OF LAND TO BE EXTENDED TO AN INTERSECTION, SO AS TO FORM ONE CONTINUOUS STRIP OF LAND.

SAID 15 FOOT WIDE STRIP TO TERMINATE WESTERLY IN THE EASTERLY OF SAID HIXSON'S LAND.

This page is only a part of a 2021 ALTA Commitment for Title Insurance issued by First American Title Insurance Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; and Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

Copyright 2021 American Land Title Association. All rights reserved.

The use of this Form (or any derivative thereof) is restricted to ALTA licensees and ALTA members in good standing as of the date of use. All other uses are prohibited. Reprinted under license from the American Land Title Association.