

# GLENN COUNTY Planning & Community Development Services Agency

225 North Tehama Street  
Willows, CA 95988  
530.934.6540  
[www.countyofglenn.net](http://www.countyofglenn.net)



Donald Rust, Director

## REQUEST FOR REVIEW

### COUNTY DEPARTMENTS/DISTRICTS

- Glenn County Agricultural Commissioner
- Glenn County Air Pollution Control Dist./CUPA
- Glenn County Assessor
- Glenn County Building Inspector
- Glenn County Engineering & Surveying Div.
- Glenn County Environmental Health Dept.
- Glenn County Sheriff's Department
- Glenn County Board of Supervisors
- Glenn County Planning Commission
- Glenn LAFCO

### FEDERAL AGENCIES

- U.S. Army Corps of Engineers
- U.S. Fish and Wildlife Service
- U.S. Department of Agriculture
- U.S. Bureau of Reclamation - Willows

### OTHER

- Western Area Power Administration
- Sacramento River National Wildlife Refuge
- City of \_\_\_\_\_
- Community Services District:
- Pacific Gas and Electric Company (PG&E)
- Fire Protection District: Bayliss
- Glenn County Resource Conservation District
- School District: Willows

### STATE AGENCIES

- Central Valley Flood Protection Board
- Central Valley Regional Water Quality Control Board (RWQCB)
- State Water Resources Control Board – Division of Drinking Water
- Department of Alcoholic Beverage Control (ABC)
- Department of Conservation, Division of Land Resource Protection
- Department of Conservation, Division of Mine Reclamation (DMR)
- Dept. of Conservation, Division of Oil, Gas, and Geothermal Resources
- Department of Fish and Wildlife
- Department of Food and Agriculture
- Department of Forestry and Fire Protection (Cal Fire)
- Department of Housing and Community Development (HCD)
- Department of Public Health
- Department of Toxic Substances Control (DTSC)
- Department of Transportation (Caltrans)
- Department of Water Resources (DWR)
- Office of the State Fire Marshall

DATE: January 26, 2021

PROJECT: **Conditional Use Permit 2021-002, Songbird Landscaping**

PLANNER: Andy Popper, Senior Planner  
[apopper@countyofglenn.net](mailto:apopper@countyofglenn.net)

APPLICANT/  
OPERATOR: Songbird Landscaping  
Logan Giesbrecht

Site: 2692 State Highway 45  
Glenn, CA, 95943  
530-517-0713  
sblg@gmail.com

LANDOWNER: Jesse and Arlene Giesbrecht  
2740 State Highway 45  
Glenn, CA, 95943

**PROPOSAL: Conditional Use Permit 2021-002 Songbird Landscaping**  
Logan Giesbrecht has applied for Conditional Use Permit 2021-002 in order to operate a landscape business and retail supply sales. See application for additional details.

APN: 019-030-036

LOCATION: The project site is located on the east side of State Highway 45, south of County Road 34, north of County Road 39, and west of the Sacramento River, in the unincorporated area of Glenn County, California. 39.6011, -122.0072 Decimal Degrees

ZONING: "AE-40" (Exclusive Agricultural Zone, 36-acre minimum parcel size)

GENERAL PLAN: "Intensive Agriculture"

FLOOD ZONE: The properties are approximated to be located within Flood Zone "A"; according to Flood Insurance Rate Map (FIRM) No. 06021C 0650D, dated August 5, 2010, issued by the Federal Emergency Management Agency (FEMA). Flood Zone "A" is one of the Special Flood Hazard Areas (SFHAs) subject to inundation by the 1% annual chance flood. No base flood elevations are determined for Flood Zone "A".

The Glenn County Planning Division is requesting comments on this proposal for determination of completeness, potential constraints, and/or proposed compliance requirement. If comments are not received by **Tuesday, February 16, 2021**, it is assumed that there are no specific comments to be included in the analysis of the project. Comments submitted by e-mail are acceptable. Thank you for considering this matter.

**AGENCY COMMENTS:**

Please consider the following:

1. Is the information in the application complete enough to analyze impacts and conclude review?
  
2. Comments may include project-specific code requirements unique to the project. Cite code section and document (i.e. General Plan, Subdivision Map Act, etc.).
  
3. What are the recommended Compliance Requirements for this project and justification for each Requirement? When should each Requirement be accomplished (i.e. prior to any construction at the site, prior to recording the parcel map, filing the Final Map, or issuance of a Certificate of Occupancy, etc.)?



To whom it may concern:

January 12, 2021

RE: Conditional Use Permit

2742 State Hwy 45, Glenn, CA 95943

We at Songbird Landscaping and Supply would like to thank you for the opportunity to submit this request. We also thank you in advance for your consideration on this matter.

I (Logan Giesbrecht) was raised in Glenn County on this very property to which this letter is addressing. I was grew up as a farmer and continued this vocation until in 2004. At that time we were facing a need of more cropland to farm for my brother, father and myself. Since farm land isn't easy to come by and crop prices were low, small row crop farmers were finding it difficult to have a financial path forward. We considered moving from the community but instead we started Songbird Landscaping. I'm grateful to the community for the opportunity to serve them with this business and their gracious support. In applying for my Landscape contractor's license, I was able to use the years I spent in farming as the experience needed to qualify me for the C-27 (Landscaping) license.

We have continued to serve the community and currently provide Landscape maintenance services for Glenn Colusa Irrigation District Pump Station, Syngenta Seeds, Nutrien Ag and many farmers and farm related businesses in the area.

We propose to continue to use the property and building that was originally built for farm equipment storage and repair for our Landscaping business as well as selling Landscape and Farm products. This includes but not limited to: Bark, Gravels, Compost, Fill Dirt, Pavers, Boulders, decorative stone products, landscape fabric etc.

We also plan to sell products that would be attractive to the agricultural community that would include: Irrigation sprinklers, PVC Pipe and fittings, Galvanized pipe and fittings, tree stakes, ties, pruning shears and whatever would open in the future that would be a benefit to the agriculture community. We also have some equipment to offer for rental and are planning on purchasing a few more items that would be popular in the area.

Since the opportunity to farm for our children is becoming very difficult in this financial climate, this is a way we can continue to live in the community and provide a living for our families.

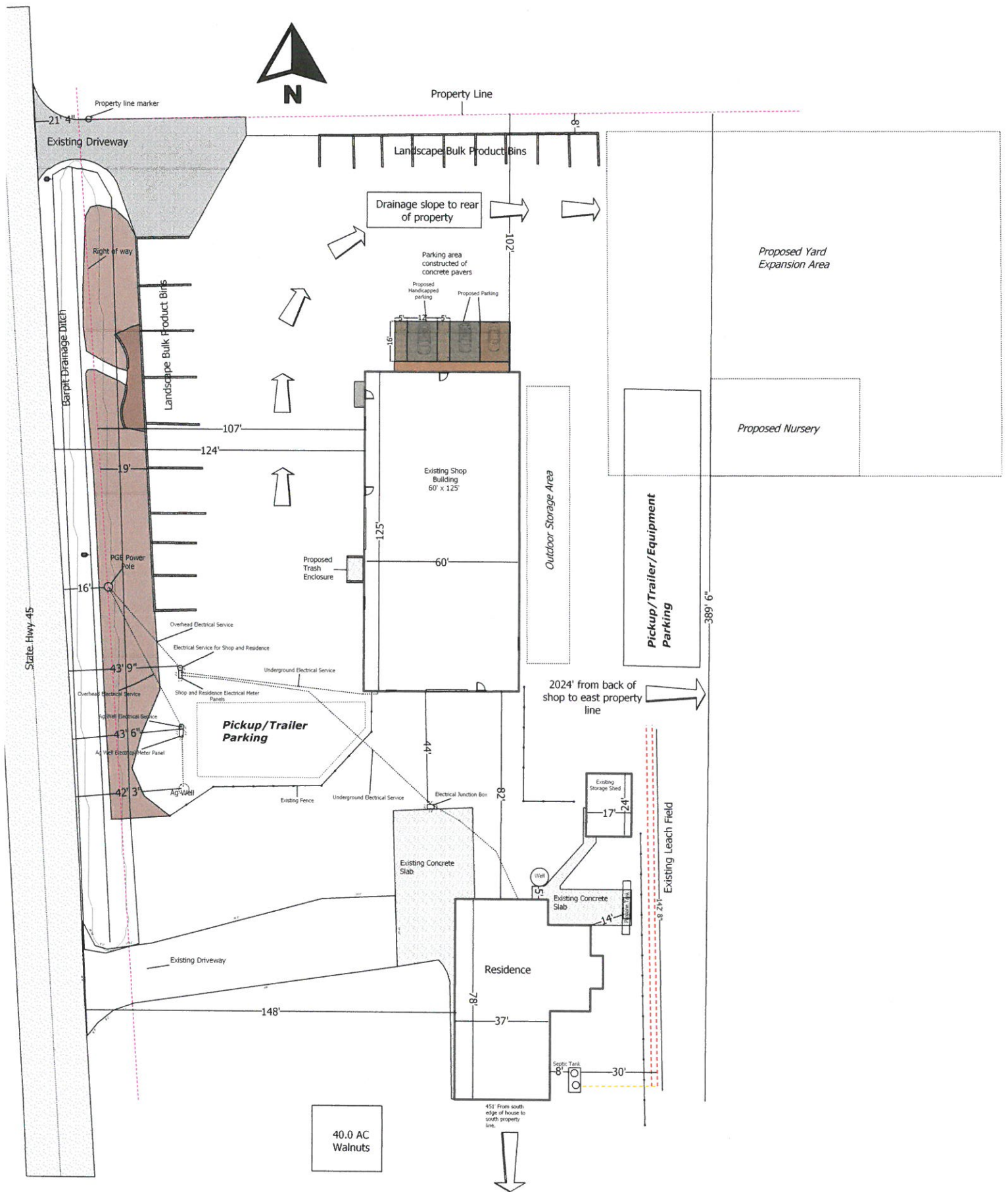
Thanks again for your consideration:

Sincerely,

Songbird Landscaping

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Owners: Logan Giesbrecht, Bryce Giesbrecht, Travis Giesbrecht, Michael Giesbrecht, Brent Giesbrecht



Scale: 1/50" = 1 ft  
 APN#: 019-030-036

Applicant and Draftsman: Logan Giesbrecht, 2692 State Hwy 45, Glenn, CA 95943- Ph: 530.934.3164

Property Owner: Jesse Giesbrecht, 2740 State Hwy 45, Glenn, CA 95943 - Ph: 530.521.5793

Property Address: 2742 State Hwy 45, Glenn, CA 95943- Ph: 530517-0713

CUP 2021-002

GLENN COUNTY  
PLANNING AND PUBLIC WORKS AGENCY  
777 North Colusa Street  
WILLOWS, CA 95988  
(530) 934-6540  
FAX (530) 934-6533  
[www.countyofglenn.net](http://www.countyofglenn.net)

**APPLICATION FOR CONDITIONAL USE PERMIT**

NOTE: FAILURE TO ANSWER APPLICABLE QUESTIONS AND REQUIRED ATTACHMENTS COULD DELAY THE PROCESSING OF YOUR APPLICATION.

1. Applicant(s):

Name: SONGBIRD LANDSCAPING / LOGAN GIESBRECHT

Address: 2692 STATE HWY 45, GLENN, CA 95943

Phone: (Business) 530 517-0713 (Home) 530 934 3164

Fax: N/A E-mail: sblg76@gmail.com

2. Property Owner(s):

Name: JESSE + ARLENE GIESBRECHT

Address: 2740 STATE HWY 45, GLENN, CA 95943

Phone: (Business) N/A (Home) 530-521-5793

Fax: NONE E-mail: NONE

3. Engineer/Person who Prepared Site Plan (if applicable):

Name: LOGAN GIESBRECHT

Mailing Address: 2742 STATE HWY 45, GLENN, CA 95943

Phone: (Business) 530 517-0713 (Home) 530 934-3164

Fax: NONE E-mail: sblg76@gmail.com

4. Name and address of property owner's duly authorized agent (if applicable) who is to be furnished with notice of hearing (Section 65091 California Government Code).

Name: ~~BOB~~ LOGAN GIRSBRECHT

Mailing Address: 2692 STATE HWY 45, GLENN, CA 95943

5. Request or Proposal: USE PERMIT FOR LANDSCAPE BUSINESS AND RETAIL SUPPLY SALES

6. Address and Location of Project: 2742 STATE HWY 45, GLENN, CA 95943

7. Current Assessor's Parcel Number(s): 019-030-036

8. Existing Zoning: AE-40

9. Existing Use of Property: AGRICULTURE (FARMING)

10. Provide any additional information that may be helpful in evaluating this request:

- SEE ATTACHED DOCUMENT -

**DECLARATION UNDER PENALTY OF PERJURY**

(Must be signed by Applicant(s) and Property Owner(s))

(Additional sheets may be necessary)

The Applicant(s) and/or Property Owner(s), by signing this application, shall be deemed to have agreed to defend, indemnify, release and hold harmless the County, its agents, officers, attorneys, employees, boards and commissions from any claim, action or proceeding brought against the foregoing individuals or entities, the purpose of which is to attack, set aside, void or null the approval of this development entitlement or approval or certification of the environmental document which accompanies it, or to obtain damages relating to such action(s). This indemnification agreement shall include, but not be limited to, damages, costs expenses, attorney fees or expert witness fees that may be asserted by any person or entity, including the applicant, arising out of or in connection with the approval of the entitlement whether or not there is concurrent passive or active negligence on the part of the County.

Applicant(s):

Signed: Loe An Giesbrecht

Print: LOE AN GIESBRECHT

Date: 12/16/2020

Address: 2692 STATE HWY 45, GLENN, CA 95943

I am (We are) the owner(s) of property involved in this application and I (We) have completed this application and all other documents required.

I am (We are) the owner(s) of the property involved in this application and I (We) acknowledge the preparation and submission of this application.

I (We) declare under penalty of perjury that the foregoing is true and correct.

Property Owner(s):

Signed: Jesse Giesbrecht

Print: Jesse Giesbrecht

Date: 12/16/2020

Address: 2740 Hwy 45, Glenn, CA 95943



Case 2021-002

GLENN COUNTY  
PLANNING AND PUBLIC WORKS AGENCY  
777 North Colusa Street  
WILLOWS, CA 95988  
(530) 934-6540  
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**ENVIRONMENTAL INFORMATION FORM**

To be completed by applicant or engineer

Use extra sheets if necessary

This list is intended to meet the requirements of State of California Government Code Section 65940.

I. GENERAL INFORMATION:

1. Name: SONG BIRD LANDSCAPING / LOGAN G. DESBRECHT  
Address, City, State, Zip: 2742 STATE HWY 45,  
GLENN, CA 95943  
Telephone: 530-517-0713 Fax: NONE  
E-mail: sb1g76@gmail.com
2. Name: SONG BIRD SUPPLY / TRAVES G. DESBRECHT  
Address, City, State, Zip: 2742 STATE HWY 45,  
GLENN, CA 95943  
Telephone: 530 588 1295 Fax: NONE  
E-mail: songbirdlandscapesupply@gmail.com
3. Address and Location of Project: 2742 STATE HWY 45,  
GLENN, CA 95943
4. Current Assessor's Parcel Number(s): 019-030-036
5. Existing Zoning: AE 40
6. Existing Use: FARMING
7. Proposed Use of Site (project for which this form is prepared): LANDSCAPE  
BUSINESS / RETAIL SALES OF LANDSCAPE AND FARM  
SUPPLIES
8. Indicate the type of permit(s) application(s) to which this form  
pertains: CONDITIONAL USE PERMIT

9. If the project involves a variance, conditional use permit, or rezoning application, state this and indicate clearly why the application is required:

A CONDITIONAL USE PERMIT IS REQUIRED TO OPERATE A BUSINESS OTHER THAN FARMING

10. List and describe any other related permit(s) and other public approvals required for this project, including those required by city, regional, state, and federal agencies:

11. Have any special studies been prepared for the project site that are related to the proposed project including, but not limited to traffic, biology, wetlands delineation, archaeology, etc? ARCHAEOLOGY

II. ENVIRONMENTAL SETTING:

1. Describe in detail the project site as it exists before the project, including information on topography, soil stability, plants and animals (wetlands, if any), different crops, irrigation systems, streams, creeks, rivers, canals, water table depth, and any cultural historical or scenic aspects. Describe any existing structures on the site, and the use of the structures. Attach photographs of the site. Snapshots or Polaroid photos will be accepted.

RESIDENCE WITH FARM SHOP AND EQUIPMENT PARKING LOT. WATER TABLE 20'. EXISTING SHOP TO BE USED AS OFFICE AND EQUIPMENT AND PRODUCT STORAGE, AND EQUIPMENT REPAIR. EXISTING GRAVEL YARD FOR BULK PRODUCT STORAGE.

2. Describe the surrounding properties, including information on plants, animals, and any cultural, historical or scenic aspects. Indicate the type of land use (residential, commercial, agricultural, etc.), intensity of land use (one-family, apartment houses, shops, department stores, dairy, row crops, orchards, etc.) Attach photographs of the vicinity. Snapshots or Polaroid photos will be accepted.

North: ALMOND ORCHARD

East: DFG WILDLIFE AREA/SACRAMENTO RIVER

South: WALNUT ORCHARD

West: ALFALFA FIELD/STATE HWY 45

3. Describe noise characteristics of the surrounding area (include significant noise sources): NOISE FROM REGULAR FARMING OPERATIONS

III. SPECIFIC ITEMS OF IMPACT:

1. Drainage:

Describe how increased runoff will be handled (on-site and off-site): \_\_\_\_\_

NO ADDITIONAL RUNOFF

Will the project change any drainage patterns? (Please explain): \_\_\_\_\_

NO

Will the project require the installation or replacement of storm drains or channels? If yes, indicate length, size, and capacity: NO

Are there any gullies or areas of soil erosion? (Please explain): NO

Do you plan to grade, disturb, or in any way change swales, drainages, ditches, gullies, ponds, low lying areas, seeps, springs, streams, creeks, river banks, or other area on the site that carries or holds water for any amount of time during the year? NO

If yes, you may be required to obtain authorization from other agencies such as the Army Corps of Engineers or California Department of Fish and Game.

2. Water Supply:

Indicate and describe source of water supply (domestic well, irrigation district, private water company): DOMESTIC WELL

Will the project require the installation or replacement of new water service mains? NO

3. Liquid Waste Disposal:

Will liquid waste disposal be provided by private on-site septic system or public sewer?: ON SITE SEPTIC - (IF NEEDED)

If private on-site septic system, describe the proposed system (leach field or seepage pit) and include a statement and tests explaining percolation rates, soil types, and suitability for any onsite sewage disposal systems: N/A

Will any special or unique sewage wastes be generated by this project other than normally associated with resident or employee restrooms? Industrial, chemical, manufacturing, animal wastes? (Please describe) NONE

Should waste be generated by the proposed project other than that normally associated with a single family residence, Waste Discharge Requirements may be required by the Regional Water Quality Control Board.

4. Solid Waste Collection:

How will solid waste be collected? Individual disposal, private carrier, city? WASTE MANAGEMENT DUMPSTER

5. Source of Energy:

What is the source of energy (electricity, natural gas, propane)?: ELECTRIC / SOLAR

If electricity, do any overhead electrical facilities require relocation? Is so, please describe: NO

If natural gas, do existing gas lines have to be increased in size? If yes, please describe: NO

Do existing gas lines require relocation? If yes, please describe: NO

6. Fire Protection:

Indicate number and size of existing and/or proposed fire hydrants and distance from proposed buildings: NONE

Indicate number and capacity of existing and/or proposed water storage facilities and distance from proposed buildings: NONE /

IV. FOR ZONE CHANGE, ZONE VARIANCE, AND SPECIAL USE PERMIT APPLICATION:

1. Number and sizes of existing and proposed structures: \_\_\_\_\_  
AG SHOP 60' X 125' (EXISTING)

Square footage (structures) \_\_\_\_\_ S.F.; 7,500 S.F.  
(New) (Existing)

2. Percentage of lot coverage: .0043% (40 ACRES)

3. Amount of off-street parking provided: 3 SPACES

4. Will the project be constructed in phases? If so, please describe each phase briefly: NO

5. If residential, include the number of units, schedule of unit sizes, range of sale prices or rents, and type of household size expected: \_\_\_\_\_

6. If commercial, indicate type, estimated employment per shift, days and hours of operation, estimated number of daily customers/visitors on site at peak time, and loading facilities: (5 PEOPLE PER DAY / 8-5 MON-FRI)  
(CUSTOMERS AVG 5 PER DAY / PEAK)

7. If industrial, indicate type, estimated employment per shift, and loading facilities: \_\_\_\_\_

8. If institutional, indicate the major function, estimated employment per shift, estimated occupancy, loading facilities, and community benefits to be derived from the project: \_\_\_\_\_

9. List types and quantities of any hazardous or toxic materials, chemicals, pesticides, flammable liquids, or other similar product used as a part of the operation and storage container sizes:

GAS, DIESEL 5 GAL CONTAINERS / OIL MAX 1 GAL /  
CHEMICALS - ROUNDUP MAX 2.5 GAL /

Submit Material Safety Data Sheets (MSDS) for any proposed hazardous materials. If hazardous materials are proposed, it is recommended that the applicant contact the Air Pollution Control District/CUPA for permitting requirements.

10. Describe any earthwork (grading) to be done and dust control methods to be used during construction: WATERING IF NEEDED
11. Describe any potential noise or vibration sources associated with the project (i.e. compressor, machine noise, heavy equipment). SKID STEER, AIR COMPRESSOR
12. Describe source, type, and amount of air pollutant emissions (smoke, odors, steam, gases, water vapor, dust, chemicals) from the project. Describe what methods would be used to reduce emissions: DUST - USE IRRIGATION TO SETTLE DUST

V. CERTIFICATION:

I hereby certify that the statements furnished above and in the attached exhibits present the data and information required for this initial evaluation to the best of my ability, and that the facts, statements and information presented are true and correct to the best of my knowledge and belief.

Date: 12/16/2020 Signature: 

For: \_\_\_\_\_

According to Section 65943 for the California Government Code, your application will be reviewed within 30 days and you or your agent will receive written notice regarding the completeness of your application. Any reviewing agency may, in the course of processing the application, request the applicant to clarify, amplify, correct, or otherwise supplement the information required for the application.

According to Section 65944 (C), additional information may be requested in order to comply with Division 13 of the State of California Public Resources Code.

# TIMIOS

## PRELIMINARY REPORT

**To:**  
JESSE GIESBRECHT

**Title Officer:**  
TITLE OFFICER: DEBBIE FALTSEK  
TIMIOS TITLE  
750 MAIN STREET  
RED BLUFF, CA 96080  
PHONE NO.: 530-988-5532

ESCROW NO: 71-00195067

**Property Address:**  
2740 STATE HIGHWAY 45  
GLENN, CA, 95943-9651

**Title No:**  
71-00195066

In response to the above referenced application for a policy of title insurance, this company hereby reports that it is prepared to issue, or cause to be issued, as of the date hereof, a policy or policies of title insurance describing the land and the estate or interest therein hereinafter set forth, insuring against loss which may be sustained by reason of any defect, lien or encumbrance not shown or referred to as an exception below or not excluded from coverage pursuant to the printed Schedules, Conditions and Stipulations of said Policy Forms.

The printed Exceptions and Exclusions from the coverage and Limitations on Covered Risks of said policy or policies are set forth in Exhibit A attached. The policy to be issued may contain an arbitration clause. When the Amount of Insurance is less than that set forth in the arbitration clause, all arbitrable matters shall be arbitrated at the option of either the Company or the Insured as the exclusive remedy of the parties. Limitations on Covered Risks applicable to the CLTA and ALTA Homeowner's Policies of Title Insurance which establish a Deductible Amount and a Maximum Dollar Limit of Liability for certain coverages are also set forth in Exhibit A. Copies of the policy forms should be read. They are available from the office which issued this report.

Please read the exceptions shown or referred to below and the exceptions and exclusions set forth in Exhibit A of this report carefully. The exceptions and exclusions are meant to provide you with notice of matters which are not covered under the terms of the title insurance policy and should be carefully considered.

**It is important to note that this preliminary report is not a written representation as to the condition of title and may not list all liens, defects, and encumbrances affecting title to the land.**

**This report (and any supplements or amendments hereto) is issued solely for the purpose of facilitating the issuance of a policy of title insurance and no liability is assumed hereby. If it is desired that liability be assumed prior to the issuance of a policy of title insurance, a binder or commitment should be requested.**

The form of Policy of title insurance contemplated by the report is:  
**ALTA STANDARD OWNER'S POLICY 2006**  
**ALTA LOAN POLICY 2006**  
Issued by: FIRST AMERICAN TITLE INSURANCE COMPANY

Dated as of: Nov 13, 2020 at 8:00 a.m.

The Estate or Interest in the land hereinafter described or referred to covered by this report is:

A FEE

Title to said estate of interest at the date hereof is vested in:

JESSE GIESBRECHT AND ARLENE R. GIESBRECHT, TRUSTEES OF THE JESSE AND ARLENE GIESBRECHT TRUST,  
DATED FEBRUARY 12, 2007

At the date hereof exceptions to coverage in addition to the printed exceptions and exclusions contained in said policy form would be as follows:

1. PROPERTY TAXES, INCLUDING ANY ASSESSMENTS COLLECTED WITH TAXES, TO BE LEVIED FOR THE FISCAL YEAR 2021-2022 THAT ARE A LIEN NOT YET DUE.
2. PROPERTY TAXES INCLUDING ANY PERSONAL PROPERTY TAXES AND ANY ASSESSMENTS COLLECTED WITH TAXES, FOR THE FISCAL YEAR 2020-2021.

1 <sup>ST</sup> INSTALLMENT:	\$3,413.19	PAID
2 <sup>ND</sup> INSTALLMENT:	\$3,413.19	DUE 02/01/2021
ASSESSMENT NO.:	019-030-036-000	

3. THE LIEN OF SUPPLEMENTAL OR ESCAPED ASSESSMENTS OF PROPERTY TAXES, IF ANY, MADE PURSUANT TO THE PROVISIONS OF PART 0.5, CHAPTER 3.5 OR PART 2, CHAPTER 3, ARTICLES 3 AND 4 RESPECTIVELY (COMMENCING WITH SECTION 75) OF THE REVENUE AND TAXATION CODE OF THE STATE OF CALIFORNIA AS A RESULT OF THE TRANSFER OF TITLE TO THE VESTEE NAMED IN SCHEDULE A; OR AS A RESULT OF CHANGES IN OWNERSHIP OR NEW CONSTRUCTION OCCURRING PRIOR TO THE DATE OF THE POLICY.
4. THE PROPERTY HEREIN DESCRIBED LIES WITHIN MAINTENANCE AREA NO. 2 AND IS SUBJECT TO ASSESSMENTS LEVIED IN CONNECTION THEREWITH. SUCH ASSESSMENTS ARE PAYABLE WITH COUNTY TAXES.
5. THE LAND HEREIN DESCRIBED LIES WITHIN THE BOUNDARIES OF GLENN-COLUSA IRRIGATION DISTRICT AND IS SUBJECT TO ALL TAXES, ASSESSMENTS AND OBLIGATIONS THEREOF. A REPORT HAS BEEN REQUESTED FROM THE OFFICE OF SAID DISTRICT.
6. THE LAND HEREIN DESCRIBED LIES WITHIN THE BOUNDARIES OF RECLAMATION DISTRICT NO. 2047 AND IS SUBJECT TO ALL TAXES, ASSESSMENTS AND OBLIGATIONS THEREOF. ANY AND ALL ASSESSMENTS ARE COLLECTED WITH COUNTY TAXES.
7. THE LAND HEREIN DESCRIBED LIES WITHIN THE BOUNDARIES OF SACRAMENTO-SAN JOAQUIN DRAINAGE DISTRICT AND IS SUBJECT TO ALL TAXES, ASSESSMENTS AND OBLIGATIONS THEREOF
8. RIGHTS OF WAY FOR ROADS, POLE LINES, CANALS, LATERALS AND DITCHES.
9. AGREEMENT BETWEEN NELLIE BATES GLENN AND HOPE GLENN HATCH WITH NANCY GLENN SMALL AND BARRETT R. SMALL, HER HUSBAND, DATED MARCH 20, 1924 AND RECORDED IN BOOK 10 OF CONTRACTS AND AGREEMENTS, AT PAGE 272, WHEREIN THE FOLLOWING PROVISION IS CONTAINED: THE RIGHT, TENEMENT AND EASEMENT OF CONVEYING AND CARRYING STORM, FLOOD, DRAINAGE AND ARTIFICIAL IRRIGATION WATERS IN, THROUGH, UPON, OVER THAT CERTAIN NATURAL SLOUGH AND DRAIN TRAVERSING AND BEING SITUATE UPON SECTION 31 AND 32 OF THE GLENN RANCH.
10. EASEMENTS AND RIGHTS NECESSARY OR CONVENIENT FOR THE HYDROCARBONS AND MINERALS AND THE EXPLORATION AND TESTING OF THE HEREIN DESCRIBED REAL PROPERTY IN CONNECTION WITH DRILLING OR MINING OPERATIONS THEREON AND CONDITIONS ETC., AS CONTAINED IN THE DEED FROM BANK OF AMERICA NATIONAL TRUST AND SAVINGS ASSOCIATION TO EDGAR O. FILBY AND ANNIE M.J. FILBY, HIS WIFE, AS JOINT TENANTS, AND UNDIVIDED ONE HALF INTEREST AND EDWARD T. HULL A SINGLE MAN, AN UNDIVIDED ONE-HALF INTEREST, DATED MARCH 17 1944 AND RECORDED JUNE 14, 1945 IN BOOK 179 OF OFFICIAL RECORDS, AT PAGE 331.
11. RIGHT OF WAY CONTAINED IN DEED FROM EDGAR O. FILBY AND ANNIE M. FILBY, HIS WIFE, TO JOHN MENDES AND ANNIE MENDES, HIS WIFE, AS JOINT TENANTS, DATED NOVEMBER 15, 1946 AND RECORDED NOVEMBER 18, 1946 IN BOOK 191 OF OFFICIAL RECORDS, AT PAGE 319, AS FOLLOWS: TOGETHER WITH THE RIGHT, EASEMENT AND PRIVILEGE OF TRANSPORTING, CARRYING AND CONVEYING NATURAL AND ARTIFICIAL DRAINAGE WATER FROM THE ABOVE DESCRIBED LANDS TO THE SACRAMENTO RIVER THROUGH A CERTAIN EXISTING DRAINAGE DITCH APPROXIMATELY 20 FEET IN WIDTH AND LOCATED IN THE ABOVE MENTIONED SECTION 31 OF GLENN RANCH, ALONG THE SOUTH LINE THEREOF AND TOGETHER WITH THE RIGHT OF THE GRANTEEES, THEIR SUCCESSORS IN INTEREST AND THEIR AGENTS



AND EMPLOYEES TO INGRESS TO AND EGRESS FROM SAID DITCH FOR ALL PURPOSES IN CONNECTION WITH THE USE OF SAID DITCH.

12. AGRICULTURAL STATEMENT OF ACKNOWLEDGEMENT EXECUTED BY JESSIE GIESBRECHT AND ARLENE GIESBRECHT, DATED JUNE 3, 2008, RECORDED JUNE 3, 2008, GLENN COUNTY RECORDER'S INSTRUMENT NO. 2008-2822
13. RIGHTS AND CLAIMS OF PARTIES IN POSSESSION.
14. WATER RIGHTS, CLAIMS OR TITLE TO WATER, WHETHER OR NOT THE MATTERS ARE SHOWN BY THE PUBLIC RECORDS.
15. EVIDENCE MUST BE PROVIDED THAT THERE ARE NO COMMITMENT STATEMENTS IN EFFECT UNDER CIVIL CODE SECTION 850 ET SEQ. WITH RESPECT TO THE PROPERTY.

IN ORDER TO REMOVE THIS STATEMENT, THE LANDOWNER WILL NEED TO PROVIDE US WITH AN AFFIDAVIT STATING THAT THEY ARE NOT AWARE OF ANY RELEASE REPORTS OR COMMITMENT STATEMENTS WHICH HAVE BEEN ISSUED UNDER THIS STATUTE WITH RESPECT TO THE PROPERTY.

16. ANY CLAIM THAT THE TITLE IS SUBJECT TO A TRUST OR LIEN CREATED UNDER THE PERISHABLE AGRICULTURAL COMMODITIES ACT (7 U.S.C. 499A, ETSEQ), THE PACKERS AND STOCKYARDS ACT (7 U.S.C. 181, ETSEQ) OR UNDER SIMILAR FEDERAL OR STATE LAWS.
17. WITH RESPECT TO THE TRUST REFERRED TO IN THE VESTING:
  - A. A CERTIFICATION PURSUANT TO SECTION 18100.5 OF THE CALIFORNIA PROBATE CODE IN A FORM SATISFACTORY TO THE COMPANY.
  - B. COPIES OF THOSE EXCERPTS FROM THE ORIGINAL TRUST DOCUMENTS AND AMENDMENTS THERETO WHICH DESIGNATE THE TRUSTEE AND CONFER UPON THE TRUSTEE THE POWER TO ACT IN THE PENDING TRANSACTION.
  - C. OTHER REQUIREMENTS WHICH THE COMPANY MAY IMPOSE FOLLOWING ITS REVIEW OF THE MATERIAL REQUIRED HEREIN AND OTHER INFORMATION WHICH THE COMPANY MAY REQUIRE
18. THERE APPEAR TO BE NO DEED OF TRUST OR MORTGAGE(S) FOUND OF RECORD ON SAID PROPERTY. IF THERE IS ANY INFORMATION THAT STATES OTHERWISE, PLEASE CONTACT THE CLOSING OFFICER IMMEDIATELY. WE WILL REQUIRE AN AFFIDAVIT OF DEBTS AND LIENS TO BE EXECUTED BY THE PARTIES LISTED ON SCHEDULE "A" OF THIS COMMITMENT.

## NOTICE

Section 12413.1 of the California Insurance Code, effective January 1, 1990, requires that any title insurance company, underwritten title company, or controlled escrow company handling funds in an escrow or sub-escrow capacity, wait a specified number of days after depositing funds, before recording any documents in connection with the transaction or disbursing funds. This statute allows for funds deposited by wire transfer to be disbursed the same day as deposit. In the case of cashier's checks or certified checks, funds may be disbursed the next day after deposit. In order to avoid unnecessary delays of three to seven days, or more, please use wire transfer, cashier's checks, or certified checks whenever possible.

### NOTES:

- A. **THE POLICY TO BE ISSUED MAY CONTAIN AN ARBITRATION CLAUSE. WHEN THE AMOUNT OF INSURANCE IS LESS THAN THE CERTAIN DOLLAR AMOUNT SET FORTH IN ANY APPLICABLE ARBITRATION CLAUSE, ALL ARBITRABLE MATTERS SHALL BE ARBITRATED AT THE OPTION OF EITHER THE COMPANY OR THE INSURED AS THE EXCLUSIVE REMEDY OF THE PARTIES. IF YOU DESIRE TO REVIEW THE TERMS OF THE POLICY, INCLUDING ANY ARBITRATION CLAUSE THAT MAY BE INCLUDED, CONTACT THE OFFICE THAT ISSUED THIS COMMITMENT OR REPORT TO OBTAIN A SAMPLE OF THE POLICY JACKET FOR THE POLICY THAT IS TO BE ISSUED IN CONNECTION WITH YOUR TRANSACTION.**

### LEGAL DESCRIPTION

All that portion of Parcel one hereinafter described lying North of the North line of Parcel Two hereinafter described:

Parcel One as shown on that certain Parcel Map filed for record in the office of the County Recorder of the County of Glenn, State of California recorded on April 9, 2008, in Book 13 of Parcel Maps at page 44.

EXCEPTING THEREFROM all Oil, Gas and Minerals as contained in the Deed from Bank of America National Trust and Savings Association to Edgar O. Filby and Annie MJ. Filby, his Wife, as Joint Tenants, an Undivided one-half interest and Edward T. Hull a Single Man, an undivided one-half interest, dated March 17, 1944 and recorded June 14, 1945 in Book 179 of Official Records, at page 331.

APN: 019-030-036-000

**EXHIBIT A**  
**LIST OF PRINTED EXCEPTIONS AND EXCLUSIONS (BY POLICY TYPE)**  
**CLTA/ALTA HOMEOWNER'S POLICY OF TITLE INSURANCE (02-03-10)**  
**EXCLUSIONS**

In addition to the Exceptions in Schedule B, You are not insured against loss, costs, attorneys' fees, and expenses resulting from:

1. Governmental police power, and the existence or violation of those portions of any law or government regulation concerning:
  - (a) building;
  - (b) zoning;
  - (c) land use;
  - (d) improvements on the Land;
  - (e) land division; and
  - (f) environmental protection.

This Exclusion does not limit the coverage described in Covered Risk 8.a., 14, 15, 16, 18, 19, 20, 23 or 27.
2. The failure of Your existing structures, or any part of them, to be constructed in accordance with applicable building codes. This Exclusion does not limit the coverage described in Covered Risk 14 or 15.
3. The right to take the Land by condemning it. This Exclusion does not limit the coverage described in Covered Risk 17.
4. Risks:
  - (a) that are created, allowed, or agreed to by You, whether or not they are recorded in the Public Records;
  - (b) that are Known to You at the Policy Date, but not to Us, unless they are recorded in the Public Records at the Policy Date;
  - (c) that result in no loss to You; or
  - (d) that first occur after the Policy Date - this does not limit the coverage described in Covered Risk 7, 8.e., 25, 26, 27 or 28.
5. Failure to pay value for Your Title.
6. Lack of a right:
  - (a) to any land outside the area specifically described and referred to in paragraph 3 of Schedule A; and
  - (b) in streets, alleys, or waterways that touch the Land.

This Exclusion does not limit the coverage described in Covered Risk 11 or 21.
7. The transfer of the Title to You is invalid as a preferential transfer or as a fraudulent transfer or conveyance under federal bankruptcy, state insolvency, or similar creditors' rights laws.

**LIMITATIONS ON COVERED RISKS**

Your insurance for the following Covered Risks is limited on the Owner's Coverage Statement as follows: For Covered Risk 16, 18, 19, and 21 Your Deductible Amount and Our Maximum Dollar Limit of Liability shown in Schedule A.

<u>Your Deductible Amount</u>	<u>Our Maximum Dollar Limit of Liability</u>
Covered Risk 16: 1% of Policy Amount or \$2,500.00 (whichever is less)	\$10,000.00
Covered Risk 18: 1% of Policy Amount or \$5,000.00 (whichever is less)	\$25,000.00
Covered Risk 19: 1% of Policy Amount or \$5,000.00 (whichever is less)	\$25,000.00
Covered Risk 21: 1% of Policy Amount or \$2,500.00 (whichever is less)	\$5,000.00

**ALTA RESIDENTIAL TITLE INSURANCE POLICY (6-1-87)**  
**EXCLUSIONS**

In addition to the Exceptions in Schedule B, you are not insured against loss, costs, attorneys' fees, and expenses resulting from:

1. Governmental police power, and the existence or violation of any law or government regulation. This includes building and zoning ordinances and also laws and regulations concerning:
  - (a) and use
  - (b) improvements on the land
  - (c) and division
  - (d) environmental protection

This exclusion does not apply to violations or the enforcement of these matters which appear in the public records at Policy Date. This exclusion does not limit the zoning coverage described in Items 12 and 13 of Covered Title Risks.
2. The right to take the land by condemning it, unless:
  - (a) a notice of exercising the right appears in the public records on the Policy Date
  - (b) the taking happened prior to the Policy Date and is binding on you if you bought the land without knowing of the taking
3. Title Risks:
  - (a) that are created, allowed, or agreed to by you
  - (b) that are known to you, but not to us, on the Policy Date -- unless they appeared in the public records
  - (c) that result in no loss to you
  - (d) that first affect your title after the Policy Date -- this does not limit the labor and material lien coverage in Item 8 of Covered Title Risks
4. Failure to pay value for your title.
5. Lack of a right:
  - (a) to any land outside the area specifically described and referred to in Item 3 of Schedule A OR
  - (b) in streets, alleys, or waterways that touch your land

This exclusion does not limit the access coverage in Item 5 of Covered Title Risks.

**2006 ALTA LOAN POLICY (06-17-06)  
EXCLUSIONS FROM COVERAGE**

The following matters are expressly excluded from the coverage of this policy, and the Company will not pay loss or damage, costs, attorneys' fees, or expenses that arise by reason of:

1. (a) Any law, ordinance, permit, or governmental regulation (including those relating to building and zoning) restricting, regulating, prohibiting, or relating to
  - (i) the occupancy, use, or enjoyment of the Land;
  - (ii) the character, dimensions, or location of any improvement erected on the Land;
  - (iii) the subdivision of land; or
  - (iv) environmental protection;or the effect of any violation of these laws, ordinances, or governmental regulations. This Exclusion 1(a) does not modify or limit the coverage provided under Covered Risk 5.  
(b) Any governmental police power. This Exclusion 1(b) does not modify or limit the coverage provided under Covered Risk 6.
2. Rights of eminent domain. This Exclusion does not modify or limit the coverage provided under Covered Risk 7 or 8.
3. Defects, liens, encumbrances, adverse claims, or other matters
  - (a) created, suffered, assumed, or agreed to by the Insured Claimant;
  - (b) not Known to the Company, not recorded in the Public Records at Date of Policy, but Known to the Insured Claimant and not disclosed in writing to the Company by the Insured Claimant prior to the date the Insured Claimant became an Insured under this policy;
  - (c) resulting in no loss or damage to the Insured Claimant;
  - (d) attaching or created subsequent to Date of Policy (however, this does not modify or limit the coverage provided under Covered Risk 11, 13, or 14); or
  - (e) resulting in loss or damage that would not have been sustained if the Insured Claimant had paid value for the Insured Mortgage.
4. Unenforceability of the lien of the Insured Mortgage because of the inability or failure of an Insured to comply with applicable doing-business laws of the state where the Land is situated.
5. Invalidity or unenforceability in whole or in part of the lien of the Insured Mortgage that arises out of the transaction evidenced by the Insured Mortgage and is based upon usury or any consumer credit protection or truth-in-lending law.
6. Any claim, by reason of the operation of federal bankruptcy, state insolvency, or similar creditors' rights laws, that the transaction creating the lien of the Insured Mortgage, is
  - (a) a fraudulent conveyance or fraudulent transfer, or
  - (b) a preferential transfer for any reason not stated in Covered Risk 13(b) of this policy.
7. Any lien on the Title for real estate taxes or assessments imposed by governmental authority and created or attaching between Date of Policy and the date of recording of the Insured Mortgage in the Public Records. This Exclusion does not modify or limit the coverage provided under Covered Risk 11(b).

The above policy form may be issued to afford either Standard Coverage or Extended Coverage. In addition to the above Exclusions from Coverage, the Exceptions from Coverage in a Standard Coverage policy will also include the following Exceptions from Coverage:

**EXCEPTIONS FROM COVERAGE**

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) that arise by reason of:

1. (a) Taxes or assessments that 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; (b) proceedings by a public agency that 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.
2. Any facts, rights, interests, or claims that are not shown by the Public Records but that could be ascertained by an inspection of the Land or that may be asserted by persons in possession of the Land.
3. Easements, liens or encumbrances, or claims thereof, not shown by the Public Records.
4. Any encroachment, encumbrance, violation, variation, or adverse circumstance affecting the Title that would be disclosed by an accurate and complete land survey of the Land and not shown by the Public Records.
5. (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.
6. Any lien or right to a lien for services, labor or material not shown by the public records.

**2006 ALTA OWNER'S POLICY (06-17-06)  
EXCLUSIONS FROM COVERAGE**

The following matters are expressly excluded from the coverage of this policy, and the Company will not pay loss or damage, costs, attorneys' fees, or expenses that arise by reason of:

1. (a) Any law, ordinance, permit, or governmental regulation (including those relating to building and zoning) restricting, regulating, prohibiting, or relating to
  - (i) the occupancy, use, or enjoyment of the Land;
  - (ii) the character, dimensions, or location of any improvement erected on the Land;
  - (iii) the subdivision of land; or
  - (iv) environmental protection;or the effect of any violation of these laws, ordinances, or governmental regulations. This Exclusion 1(a) does not modify or limit the coverage provided under Covered Risk 5.  
(b) Any governmental police power. This Exclusion 1(b) does not modify or limit the coverage provided under Covered Risk 6.
2. Rights of eminent domain. This Exclusion does not modify or limit the coverage provided under Covered Risk 7 or 8.
3. Defects, liens, encumbrances, adverse claims, or other matters

- (a) created, suffered, assumed, or agreed to by the Insured Claimant;
  - (b) not Known to the Company, not recorded in the Public Records at Date of Policy, but Known to the Insured Claimant and not disclosed in writing to the Company by the Insured Claimant prior to the date the Insured Claimant became an Insured under this policy;
  - (c) resulting in no loss or damage to the Insured Claimant;
  - (d) attaching or created subsequent to Date of Policy (however, this does not modify or limit the coverage provided under Covered Risk 9 or 10); or
  - (e) in loss or damage that would not have been sustained if the Insured Claimant had paid value for the Title.
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 for any reason not stated in Covered Risk 9 of this policy.
  5. Any lien on the Title for real estate taxes or assessments imposed by governmental authority and created or attaching between Date of Policy and the date of recording of the deed or other instrument of transfer in the Public Records that vests Title as shown in Schedule A.

The above policy form may be issued to afford either Standard Coverage or Extended Coverage. In addition to the above Exclusions from Coverage, the Exceptions from Coverage in a Standard Coverage policy will also include the following Exceptions from Coverage:

#### EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) that arise by reason of:

1. (a) Taxes or assessments that 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; (b) proceedings by a public agency that 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.
2. Any facts, rights, interests, or claims that are not shown by the Public Records but that could be ascertained by an inspection of the Land or that may be asserted by persons in possession of the Land.
3. Easements, liens or encumbrances, or claims thereof, not shown by the Public Records.
4. Any encroachment, encumbrance, violation, variation, or adverse circumstance affecting the Title that would be disclosed by an accurate and complete land survey of the Land and not shown by the Public Records.
5. (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.
6. Any lien or right to a lien for services, labor or material not shown by the public records.

#### ALTA EXPANDED COVERAGE RESIDENTIAL LOAN POLICY (07-26-10) EXCLUSIONS FROM COVERAGE

The following matters are expressly excluded from the coverage of this policy, and the Company will not pay loss or damage, costs, attorneys' fees, or expenses that arise by reason of:

1. (a) Any law, ordinance, permit, or governmental regulation (including those relating to building and zoning) restricting, regulating, prohibiting, or relating to
  - (i) the occupancy, use, or enjoyment of the Land;
  - (ii) the character, dimensions, or location of any improvement erected on the Land;
  - (iii) the subdivision of land; or
  - (iv) environmental protection;
 or the effect of any violation of these laws, ordinances, or governmental regulations. This Exclusion 1(a) does not modify or limit the coverage provided under Covered Risk 5, 6, 13(c), 13(d), 14 or 16.
  - (b) Any governmental police power. This Exclusion 1(b) does not modify or limit the coverage provided under Covered Risk 5, 6, 13(c), 13(d), 14 or 16.
2. Rights of eminent domain. This Exclusion does not modify or limit the coverage provided under Covered Risk 7 or 8.
3. Defects, liens, encumbrances, adverse claims, or other matters
  - (a) created, suffered, assumed, or agreed to by the Insured Claimant;
  - (b) not Known to the Company, not recorded in the Public Records at Date of Policy, but Known to the Insured Claimant and not disclosed in writing to the Company by the Insured Claimant prior to the date the Insured Claimant became an Insured under this policy;
  - (c) resulting in no loss or damage to the Insured Claimant;
  - (d) attaching or created subsequent to Date of Policy (however, this does not modify or limit the coverage provided under Covered Risk 11, 16, 17, 18, 19, 20, 21, 22, 23, 24, 27 or 28); or
  - (e) resulting in loss or damage that would not have been sustained if the Insured Claimant had paid value for the Insured Mortgage.
4. Unenforceability of the lien of the Insured Mortgage because of the inability or failure of an Insured to comply with applicable doing-business laws of the state where the Land is situated.
5. Invalidity or unenforceability in whole or in part of the lien of the Insured Mortgage that arises out of the transaction evidenced by the Insured Mortgage and is based upon usury or any consumer credit protection or truth-in-lending law. This Exclusion does not modify or limit the coverage provided in Covered Risk 26.
6. Any claim of invalidity, unenforceability or lack of priority of the lien of the Insured Mortgage as to Advances or modifications made after the Insured has Knowledge that the vestee shown in Schedule A is no longer the owner of the estate or interest covered by this policy. This Exclusion does not modify or limit the coverage provided in Covered Risk 11.
7. Any lien on the Title for real estate taxes or assessments imposed by governmental authority and created or attaching subsequent to Date of Policy. This Exclusion does not modify or limit the coverage provided in Covered Risk 11(b) or 25.
8. The failure of the residential structure, or any portion of it, to have been constructed before, on or after Date of Policy in accordance with applicable building codes. This Exclusion does not modify or limit the coverage provided in Covered Risk 5 or 6.

9. Any claim, by reason of the operation of federal bankruptcy, state insolvency, or similar creditors' rights laws, that the transaction creating the lien of the Insured Mortgage, is
  - (a) a fraudulent conveyance or fraudulent transfer, or
  - (b) a preferential transfer for any reason not stated in Covered Risk 27(b) of this policy.

**CALIFORNIA LAND TITLE ASSOCIATION STANDARD COVERAGE POLICY – 1990  
SCHEDULE B**

**EXCEPTIONS FROM COVERAGE**

- This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:
1. 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 notice of such proceedings, whether or not shown by the records of such agency or by the public records.
  2. Any facts, rights, interest, or claims which are not shown by the public records but which could be ascertained by an inspection of the land or which may be asserted by persons in possession thereof.
  3. Easements, liens or encumbrances, or claims thereof, which are not shown by the public records.
  4. 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.
  5. (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.
  6. Any lien or right to a lien for services, labor or material not shown by the public records.

**EXCLUSIONS FROM COVERAGE**

The following matters are expressly excluded from the coverage of this policy and the Company will not pay loss or damage, costs, attorneys' fees or expenses which arise by reason of:

1. (a) Any law, ordinance or governmental regulation (including but not limited to building and zoning laws, ordinances, or regulations) restricting, regulating, prohibiting or relating to (i) the occupancy, use, or enjoyment of the land; (ii) the character, dimensions or location of any improvement now or hereafter erected on the land; (iii) a separation in ownership or change in the dimensions or area of the land or any parcel of which the land is or was a part; or (iv) environmental protection, or the effect of any violation of these laws, ordinances or governmental regulations, except to the extent that a notice of the enforcement thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy.
- (b) Any governmental police power not excluded by (a) above, except to the extent that a notice of the exercise thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy.
2. Rights of eminent domain unless notice of the exercise thereof has been recorded in the public records at Date of Policy, but not excluding from coverage any taking which has occurred prior to Date of Policy which would be binding on the rights of a purchaser for value without knowledge.
3. Defects, liens, encumbrances, adverse claims or other matters:
  - (a) whether or not recorded in public records at Date of Policy, but created, suffered, assumed or agreed to by the insured claimant;
  - (b) not known to the Company, not recorded in public records at Date of Policy, but known to the insured claimant and not disclosed in writing to the Company by the insured claimant prior to the date the insured claimant became an insured under this policy;
  - (c) resulting in no loss or damage to the insured claimant;
  - (d) attaching or created subsequent to Date of Policy; or
  - (e) resulting in loss or damage which would not have been sustained if the insured claimant had paid value for the insured mortgage or for the estate or interest insured by this policy.
4. Unenforceability of the lien of the insured mortgage because of the inability or failure of the insured at Date of Policy, or the inability or failure of any subsequent owner of the indebtedness, to comply with applicable "doing business" laws of the state in which the land is situated.
5. Invalidity or unenforceability of the lien of the insured mortgage, or claim thereof, which arises out of the transaction evidenced by the insured mortgage and is based upon usury or any consumer credit protection or truth in lending law.
6. Any claim which arises out of the transaction vesting in the insured the estate or interest insured by their policy or the transaction creating the interest of the insured lender, by reason of the operation of federal bankruptcy, state of insolvency or similar creditors' rights laws.

## PRIVACY INFORMATION

### **We Are Committed to Safeguarding Customer Information**

In order to better serve your needs now and in the future, we may ask you to provide us with certain information. We understand that you may be concerned about what we will do with such information. We agree that you have right to know how we will utilize the personal information you provide to us. Therefore, together with our subsidiaries we have adopted this Privacy Policy to govern the use and handling of your personal information.

### **Applicability**

This Privacy Policy governs our use of the information that you provide to us. It does not govern the manner in which we may use information we have obtained from any other sources, such as information obtained from a public record or from another person or entity. First American has also adopted broader guidelines that govern our use of personal information regardless of its source. First American calls these guidelines its Fair Information Values.

### **Types of Information**

Depending upon which of our services you are utilizing, the types of nonpublic personal information that we may collect include:

- Information we receive from you on applications, forms and in other communications to us, whether in writing, in person, by telephone or any other means;
- Information about your transactions with us, our affiliated companies, or others; and
- Information we receive from a consumer reporting agency.

### **Use of Information**

We request information from you for our own legitimate business purposes and not for the benefit of any nonaffiliated party. Therefore, we will not release your information to nonaffiliated parties except: (1) as necessary for us to provide the product or service you have requested of us; or (2) as permitted by law. We may, however, store such information indefinitely, including the period after which any customer relationship has ceased. Such information may be used for any internal purpose, such as quality control efforts or customer analysis. We may also provide all of the types of nonpublic personal information listed above to one or more of our affiliated companies. Such affiliated companies include financial service providers, such as title insurers, property and casualty insurers, and trust and investment advisory companies, or companies involved in real estate services, such as appraisal companies, home warranty companies and escrow companies. Furthermore, we may also provide all the information we collect, as described above, to companies that perform marketing services on our behalf, on behalf of our affiliated companies or to other financial institutions with whom we or our affiliated companies have joint marketing agreements.

### **Former Customers**

Even if you are no longer our customer, our Privacy Policy will continue to apply to you.

### **Confidentiality and Security**

We will use our best efforts to ensure that no unauthorized parties have access to any of our information. We restrict access to nonpublic personal information about you to those individuals and entities who need to know that information to provide products or services to you. We will use our best efforts to train and oversee our employees and agents to ensure that your information will be handled responsibly and in accordance with this Privacy Policy and First American's Fair Information Values. We currently maintain physical, electronic, and procedural safeguards that comply with federal regulations to guard your nonpublic personal information.

### **Information Obtained Through Our Web Site**

#### **Business Relationships**

First American Financial Corporation's site and its affiliates' sites may contain links to other Web sites. While we try to link only to sites that share our high standards and respect for privacy, we are not responsible for the content or the privacy practices employed by other sites.

#### **Cookies**

Some of First American's Web site may make use of "cookie" technology to measure site activity and to customize information to your personal tastes. A cookie is an element of data that a Web site can send to your browser, which may then store the cookie on your hard drive.

FirstAm.com uses stored cookies. The goal of this technology is to better serve you when visiting our site, save you time when you are here and to provide you with a more meaningful and productive Web site experience.

#### **Fair Information Values**

**Fairness** We consider consumer expectations about their privacy in all our businesses. We only offer products and services that assure a favorable balance between consumer benefits and consumer privacy.

**Public Record** We believe that an open public record creates significant value for society, enhances consumer choice and creates consumer opportunity. We actively support an open public record and emphasize its importance and contribution to our economy.

**Use** We believe we should behave responsibly when we use information about a consumer in our business. We will obey the laws governing the collection, use and dissemination of data.

**Accuracy** We will take reasonable steps to help assure the accuracy of the data we collect, use and disseminate. Where possible, we will take reasonable steps to correct inaccurate information. When, as with the public record, we cannot correct inaccurate information, we will take all reasonable steps to assist consumers in identifying the source of the erroneous data so that the consumer can secure the required corrections.

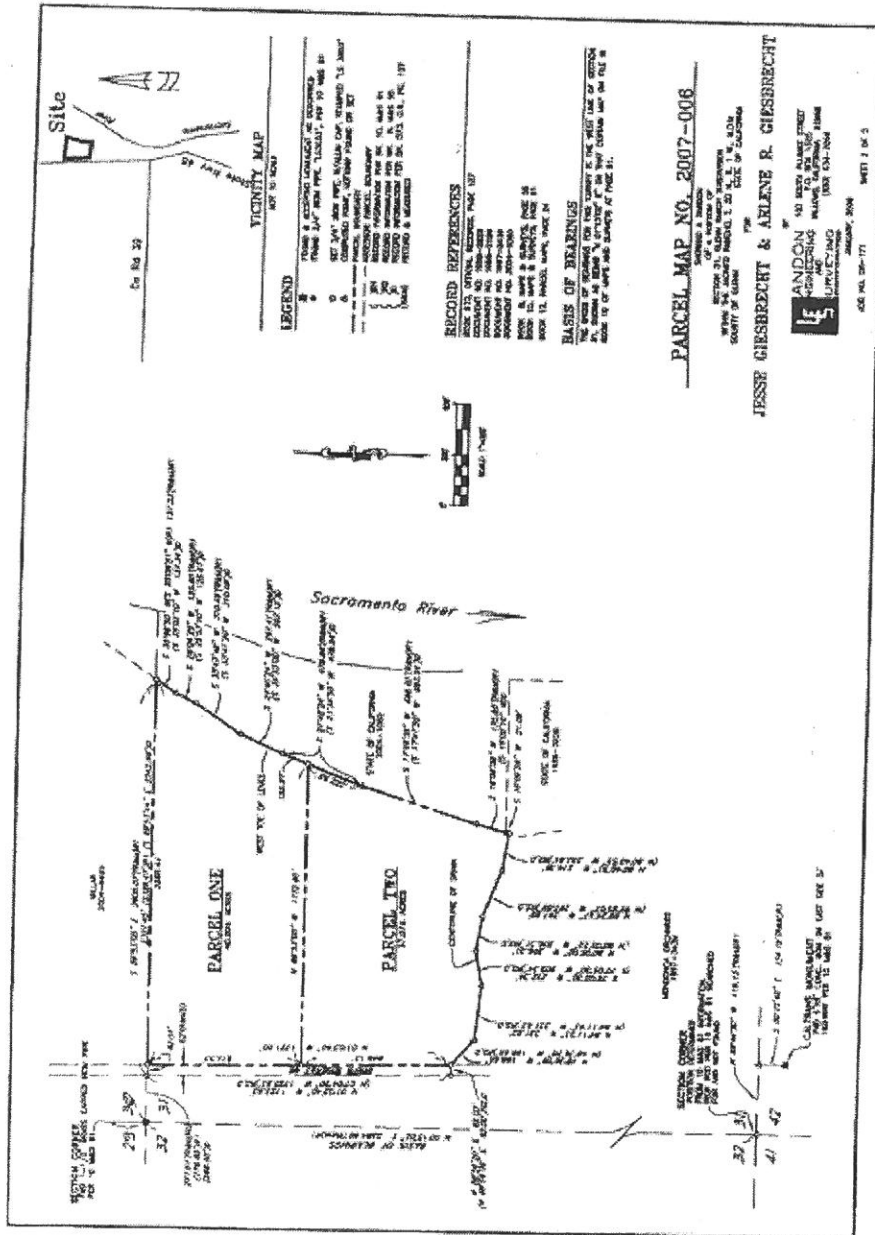
**Education** We endeavor to educate the users of our products and services, our employees and others in our industry about the importance of consumer privacy. We will instruct our employees on our fair information values and on the responsible collection and use of data. We will encourage others in our industry to collect and use information in a responsible manner.

**Security** We will maintain appropriate facilities and systems to protect against unauthorized access to and corruption of the data we maintain.



The map attached, if any, may or may not be a survey of the land depicted hereon. Timios Title and its Underwriters expressly disclaims any liability for loss or damage which may result from reliance on this map except to the extent coverage for such loss or damage is expressly provided by the terms and provisions of the title insurance policy, if any, to which this map is attached.

### MAP



**OWNER'S AND SURVEYOR'S CERTIFICATE**

WE, THE UNDERSIGNED, HEREBY CERTIFY THAT THE PARTS OF THE PLAT WHICH ARE NOT SET OUT HEREIN ARE UNCORRECTED AND HAVE NOT BEEN RECORDED OR REGISTERED IN ANY PUBLIC OFFICE.

\_\_\_\_\_  
 JAMES R. GIESBRECHT  
 SURVEYOR

THIS IS TO CERTIFY THAT THE PARTS OF THE PLAT WHICH ARE NOT SET OUT HEREIN ARE UNCORRECTED AND HAVE NOT BEEN RECORDED OR REGISTERED IN ANY PUBLIC OFFICE.

\_\_\_\_\_  
 JAMES R. GIESBRECHT  
 SURVEYOR

I HEREBY CERTIFY THAT I AM THE OWNER OF THE PARTS OF THE PLAT WHICH ARE NOT SET OUT HEREIN AND HAVE NOT BEEN RECORDED OR REGISTERED IN ANY PUBLIC OFFICE.

\_\_\_\_\_  
 JAMES R. GIESBRECHT  
 SURVEYOR

I HEREBY CERTIFY THAT I AM THE OWNER OF THE PARTS OF THE PLAT WHICH ARE NOT SET OUT HEREIN AND HAVE NOT BEEN RECORDED OR REGISTERED IN ANY PUBLIC OFFICE.

\_\_\_\_\_  
 JAMES R. GIESBRECHT  
 SURVEYOR

**TAX COLLECTOR'S CERTIFICATE**

I HEREBY CERTIFY THAT THE PARTS OF THE PLAT WHICH ARE NOT SET OUT HEREIN ARE UNCORRECTED AND HAVE NOT BEEN RECORDED OR REGISTERED IN ANY PUBLIC OFFICE.

\_\_\_\_\_  
 JAMES R. GIESBRECHT  
 SURVEYOR

**COUNTY PLANNING COMMISSION CERTIFICATE**

I HEREBY CERTIFY THAT THE PARTS OF THE PLAT WHICH ARE NOT SET OUT HEREIN ARE UNCORRECTED AND HAVE NOT BEEN RECORDED OR REGISTERED IN ANY PUBLIC OFFICE.

\_\_\_\_\_  
 JAMES R. GIESBRECHT  
 SURVEYOR

**OTHER INTERESTS:**

1. I HEREBY CERTIFY THAT THE PARTS OF THE PLAT WHICH ARE NOT SET OUT HEREIN ARE UNCORRECTED AND HAVE NOT BEEN RECORDED OR REGISTERED IN ANY PUBLIC OFFICE.

\_\_\_\_\_  
 JAMES R. GIESBRECHT  
 SURVEYOR

**SURVEYOR'S STATEMENT**

I HEREBY CERTIFY THAT THE PARTS OF THE PLAT WHICH ARE NOT SET OUT HEREIN ARE UNCORRECTED AND HAVE NOT BEEN RECORDED OR REGISTERED IN ANY PUBLIC OFFICE.

\_\_\_\_\_  
 JAMES R. GIESBRECHT  
 SURVEYOR

**COUNTY SURVEYOR'S STATEMENT**

I HEREBY CERTIFY THAT THE PARTS OF THE PLAT WHICH ARE NOT SET OUT HEREIN ARE UNCORRECTED AND HAVE NOT BEEN RECORDED OR REGISTERED IN ANY PUBLIC OFFICE.

\_\_\_\_\_  
 JAMES R. GIESBRECHT  
 SURVEYOR

**RECORDER'S CERTIFICATE**

I HEREBY CERTIFY THAT THE PARTS OF THE PLAT WHICH ARE NOT SET OUT HEREIN ARE UNCORRECTED AND HAVE NOT BEEN RECORDED OR REGISTERED IN ANY PUBLIC OFFICE.

\_\_\_\_\_  
 JAMES R. GIESBRECHT  
 SURVEYOR

PARCEL MAP NO. 2007-006

JESSE GIESBRECHT & ARLENE R. GIESBRECHT

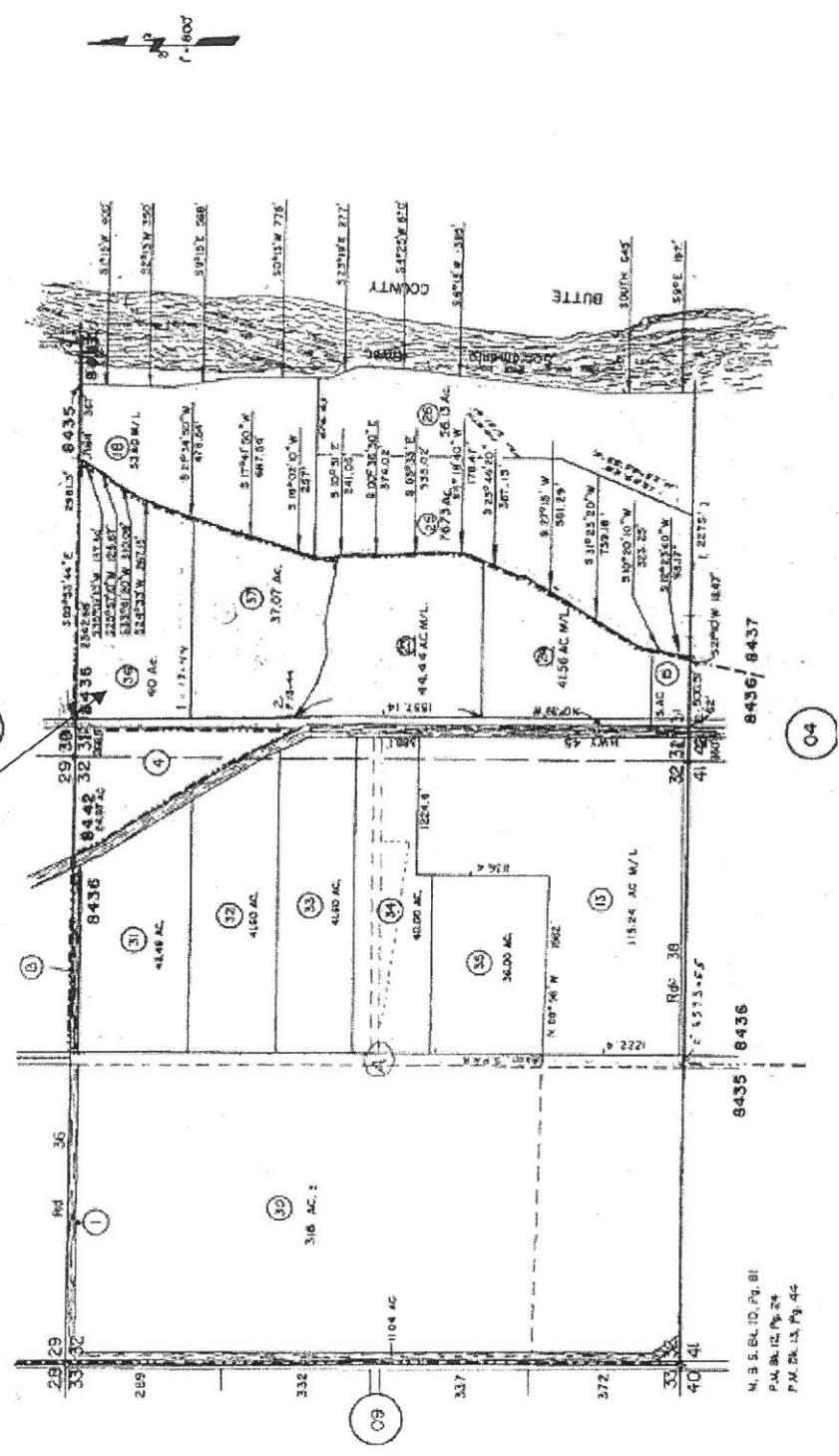
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THIS MAP IS A REPRODUCTION OF THE ORIGINAL SURVEY RECORD AND IS NOT TO BE USED AS A BASIS FOR ANY OTHER SURVEY.

G.R.S.

I.C.A. 19-03



REV. 9-2-82

N.B. S.E. 1/4, Pg. 81  
P.M. S.E. 1/4, Pg. 84  
P.M. S.E. 1/4, Pg. 44

**ARCHAEOLOGICAL SURVEY REPORT FOR THE  
PARCEL SPLIT (APN: 019-030-022),  
GLENN COUNTY, CALIFORNIA**

**Prepared by:**

John Burge  
Principal Investigator  
Burge Archaeological Consulting  
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**Prepared for:**

Jesse & Arlene Giesbrecht  
2740 Highway 45  
Glenn, CA 95943

September 20, 2007

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## **SUMMARY OF FINDINGS**

Jesse and Arlene Giesbrecht are proposing a lot split of their 81.98 acre parcel along Highway 45 in Glenn County, California (Exhibits 1 and 2)

The pre-field and field archaeological survey of the project area did not result in the identification of any archaeological sites.

Cultural resources should be avoided whenever possible. If buried cultural materials are encountered during farming or construction it is recommend that work in the immediate vicinity of the find halt until a qualified archaeologist can evaluate the nature and significance of the find.

## **INTRODUCTION**

Burge Archaeological Consulting was retained by Logan Giesbrecht, the son of the owners of the parcel, to conduct a cultural resources investigation of the project area. The entire project area was surveyed on September 13<sup>th</sup> and 14<sup>th</sup>, 2007. The project area maps are provided in Exhibits 1 and 2 (attached).

The historic property identification effort was conducted by John Burge, Principal Investigator for Burge Archaeological Consulting (BAC). He is a Registered Professional Archaeologist with a Bachelor of Arts in Anthropology, and a Master of Arts in Anthropology (emphasis in archaeology). He has 10 years of archaeological and cultural resource management experience in California.

## **LOT SPLIT LOCATION AND DESCRIPTION**

The project area is located about 2.5 miles south of Ord Bend, CA along Highway 45, in Glenn County. Jesse and Arlene Giesbrecht, the owners of the parcel, are proposing splitting the parcel into two approximately equal parcels (see Exhibit 2). The land is located in Section 31, Township 20 North, Range 1 West, as depicted on the 1951 (photo-revised 1969) USGS 7.5' Glenn, Calif., and the 1948 (photo-revised 1969, photo-inspected 1976) USGS 7.5' Llano Seco, Calif. topographic quadrangle maps (Exhibit 1).

## **SOURCES CONSULTED**

A record search was completed at the Northeast Information Center of the California Historical Resources Information System, California State University, Chico (NE/CHRIS) on July 12, 2007 (Attachment 1). The record search included looking for documentation of known archaeological sites, prior cultural resource investigations, historic landmarks, historic markers, as well as any properties listed in the California Register of Historical Resources, the National Register of Historic Places: Listed Properties and Determined Eligible Properties, California Inventory of Historic Resources, California Points of Historical Interest, California Historical Landmarks, Historic Spots in California (1992), Directory of Properties in the Historic Properties in the Historic Property Data File for Glenn County, Handbook of North American Indians, Vol. 8, California, and other records.

No historic landmarks, historic markers or properties listed in the California Register of Historic Places were identified in the project area.

## **BACKGROUND**

### **Environment**

#### *Climate*

The climate of the northern Sacramento Valley is characterized by a Mediterranean style climate of dry, hot summers, wet, cold winters, and cool springs and falls.

#### *Geomorphology*

The project area is located in an alluvial plain along the western side of the Sacramento River in the northern Sacramento Valley geomorphic province. The entire project area is less than 10 feet above the present level of the river and sits about 300 feet from the river just inside a long-standing levee.

The major land-form / soil types in the project area are the Tehama, Wyo, and Zamora Associations (Begg 1968). The Tehama soils are silt loams that overly older fans and terraces and have 0-3 % slopes. These soils make up about 2/3rds of the project area. The Wyo soils are also silt loams on more recent alluvial fans and flood plains and make up about 1/4 of the project area. The Zamora soils are recent silt and clay loams overlying older deep deposits of silt and clay and have slopes of 0-2%.

Given these shallow slopes, the low-lying nature of the project area, the lack of high terraces, and the resulting susceptibility to winter/spring flooding, it is doubtful that the project area holds any significant prehistoric resources. Ethnographic villages along the Sacramento River were always placed on high terraces above the flood plain. However, the project area might hold older sites whose use may not have been affected by seasonal flooding or newer sites (not village sites) also not affected by seasonal flooding.

### **Cultural Setting**

#### *Ethnographic Period*

The project area is located in an ethnographic region utilized by Maidu populations (Riddell 1978:370-386).

Maiduans lived in autonomous villages, usually led by a chief or headman, and self-identified as members of that named village. These villages were generally located along the Sacramento River or streams flowing into the Sacramento.

The Maidu were gatherer / hunters who practiced an economy based on seasonal rounds to resource locales.

Their major animal food items included deer, rabbit, antelope, elk, squirrel, rat, various birds, and fishes, especially salmon. Animals were taken with bow and arrow, clubs, nets, snares, and traps. Hunting was done by group drives and individual stalks.

Plant foods gathered included acorns, grass seeds, roots, berries, and pinenuts. Various tools were used to collect and process these food items and included baskets for storage



and processing, digging sticks, granaries, and the hopper mortar and pestle used for processing acorns.

### *Archaeological Context*

Human occupation of the region of northern California that includes the project area dates to at least the late Pleistocene. This cultural era is termed the Paleoindian period, and is represented by Western Clovis Tradition artifacts that have been found in a few locations (Willig and Aikens 1988). Marked by the distinctive fluted point, these artifacts date to approximately 10,500 to 13,500 before present (BP). The evidence for these occupations is sparse indicating that these earliest peoples were culturally conservative, low-density hunters and foragers who moved between widespread resource patches and practiced technological traditions that were similar from region to region (White and Weigel 2006).

Between the Maiduans found at contact and the Paleoindians who roamed the area at the end of the Ice Age, lived transitional peoples whose populations waxed and waned due to climatic and cultural change. Represented by distinctive subsistence practices, tool kits, and settlement patterns, these cultures ranged from the *Borax Lake Pattern* beginning about 10,500 BP (Willig and Aikens 1988), the *Windmiller Pattern* beginning about 7500 BP (Heizer 1949), the *Berkeley Pattern* about 2,500 BP (Bennyhoff 1994), and the *Augustine Pattern* (Jones et al. 1999) beginning about 1,100 BP.

The Borax Lake Pattern marker types include wide-stemmed projectile points and manos and metates. The flaked stone tools of this pattern include deep, flutelike basal thinning, large bladelet flakes and well-worked unifacial tools, all carry-overs from the Paleoindian technology.

The Windmiller Pattern material culture featured artifacts made of varied stone materials such as quartz crystals, red ochre, chert, slate, obsidian, asbestos, biotite, and worked clay. Twined basketry is known from impressions left in baked clay. Because ground stone is rare but projectile points and dietary bones of various animals are abundant in Windmiller sites, it is assumed that hunting was the focus of Windmiller Pattern subsistence (Heizer 1949:20, 27).

The Berkeley Pattern material culture included a highly developed bone tool industry, atlatl-engaging hooks and dart sized, non-stemmed points (Fredrickson 1974:125a, 12). Interregional trade intensified, evidenced by widespread stylistic traits and marine shell beads and obsidian. Berkeley Pattern sites are marked by heaps of fire-cracked rock, shallow hearths, rock-lined ovens, house floors, cairns, and graves. The Berkeley Pattern economy was focused on seasonally available resources that could be harvested and processed in bulk, such as acorns, salmon, shellfish, and deer. Mortars and pestles are abundant relative to flaked stone in known sites, indicating a heavy reliance on acorn processing. (Fredrickson 1974:125a).

The Augustine Pattern, was a widespread tradition marked by the coalescence of long-distance, integrative trade spheres and the introduction of the bow and arrow which

replaced the atlatl for hunting. The Augustine Pattern has been divided into two phases common to most or all localities. *Phase 1* markers include *Olivella* whole and lipped beads, “banjo” type *Haliotis* ornaments, as well as elaborately incised bird bone whistles and tubes, and flanged soapstone pipes. *Phase 2* artifacts include small corner-notched and triangular points, clam disc beads and bead drills, magnesite cylinders, bedrock mortars, and house pit sites often attributable to known ethnographic villages (Fredrickson 1984). The Augustine Pattern economy was regionally variable, although fishing and acorn gathering appear to have increased in importance over time. Shaped mortars and pestles are abundant and charred acorns are frequently found in midden sites.

### **History**

The first Euro American visits to Northern California were probably Spanish and Mexican expeditions from the south and early fur trapping ventures from the north that made brief stays within the general project vicinity starting in the late 1820s. The visits by the fur trappers had devastating impacts on the Native Americans in the early 1830s. The trappers brought diseases for which the Natives had little or no immunities.

The project area is located about 2.5 miles south of Ord Bend a small farming community where a Sacramento River ferry operated for many years, and 1 mile north of Jacinto, a small farming community along the Sacramento River that was once on the Glenn estate, a farm of over 50,000 acres, the largest farm in the United States in the late 1800s (Rogers 1891:292). The farm was owned by Dr. Hugh James Glenn for which the county was named. Jacinto was the business supply center for the Glenn estate and once contained a hotel, a large general store, several blacksmith shops, and several immense grain warehouses. Wheat was the major crop of the farm. The project area was probably part of the Glenn estate farm.

On the eastern side of the river lies the historic Llano Seco Mexican Land Grant. This land has passed through several ownerships of the years but is still mostly intact (undivided) and actively farmed.

The project area is currently being farmed with field corn having just been harvested.

### **FIELD METHODS**

The records search conducted for the project area suggests that there is sensitivity for the presence of unrecorded prehistoric and historical cultural resources in the project area. Types of resources expected in the project area include historical features and various artifacts relating to the early Euro-American settlement and farming of the area, as well as prehistoric settlement and other sites. In particular, the presence of the Sacramento River about one hundred yards to the east, which has meandered over the project area over the past millennia, is of great interest archaeologically. The largest native ethnographic villages in northern California were located along the Sacramento River.

On September 13<sup>th</sup> and 14<sup>th</sup>, 2007, the project area, as presented in Exhibit 2, was subjected to an intensive pedestrian survey by John Burge, RPA, using 20 meter

transects. At that time, the ground surface was examined for indications of surface or subsurface cultural resources. The general morphological characteristics of the ground surface were inspected for indications of subsurface deposits. Whenever possible, the locations of subsurface exposures caused by such factors as rodent activity, water or soil erosion, or vegetation disturbances were examined for artifacts or for indications of buried deposits. No subsurface investigations or artifact collections were undertaken during the pedestrian survey.

Due to the changes to the ground surface that have resulted from past and current farming and ranching activities the integrity of evidence of past activities in the project area have been considerably compromised. In addition, crop residues covering nearly the entire project area hampered visibility. However, a good faith effort, including scraping back crop residues every 5 feet, was made to seek out and examine exposed soils and ensure adequate coverage.

## **STUDY FINDINGS AND CONCLUSIONS**

The pre-field and field archaeological survey of the project area resulted in the identification of no archaeological sites.

## **LEGAL AUTHORITY AND RECOMMENDATIONS**

Since no cultural resources of significance were identified by the investigation, no additional mitigation or evaluation measures are proposed at this time. However, all additional work associated with the project should be performed in accordance with the 1998 CEQA Guidelines, Section 15064.5(f) which states: "As part of the objectives, criteria, and procedures required by Section 21082 of the Public Resources Code, a lead agency should make provisions for historical or unique archaeological resources accidentally discovered during construction. These provisions should include an immediate evaluation of the find by a qualified archaeologist."

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Willig, J.A. and C.M. Aikens

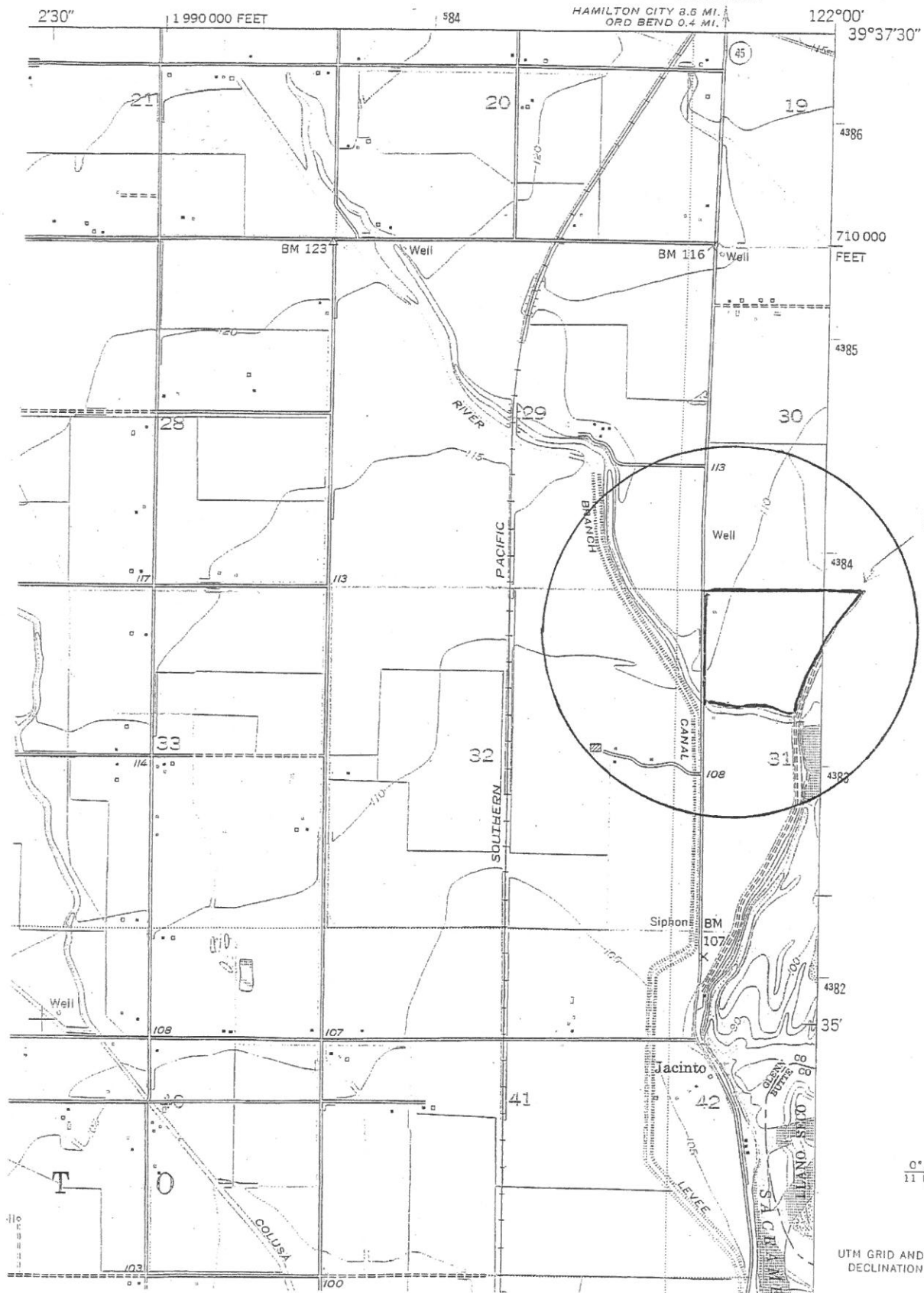
1988 The Clovis-Archaic Interface in Far Western North America. In *Early Human Occupation in Far Western North America: The Clovis-Archaic Interface*, Edited by J.A. Willig, C.M. Aikens, and J.L. Fagen, pp. 1-40. Nevada State Museum Anthropological Papers No., 21. Carson City.

**EXHIBIT 1**

**Project Location Map(s)**

GLENN QUADRANGLE  
 CALIFORNIA  
 7.5 MINUTE SERIES (TOPOGRAPHIC)  
 SE/4 WILLOWS 15' QUADRANGLE

1863 1/4 NW  
 (ORD FERRY)



\* Giesbrecht parcel

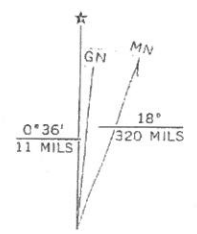
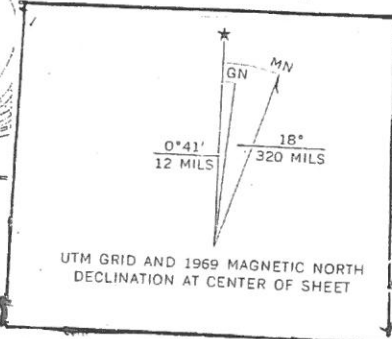
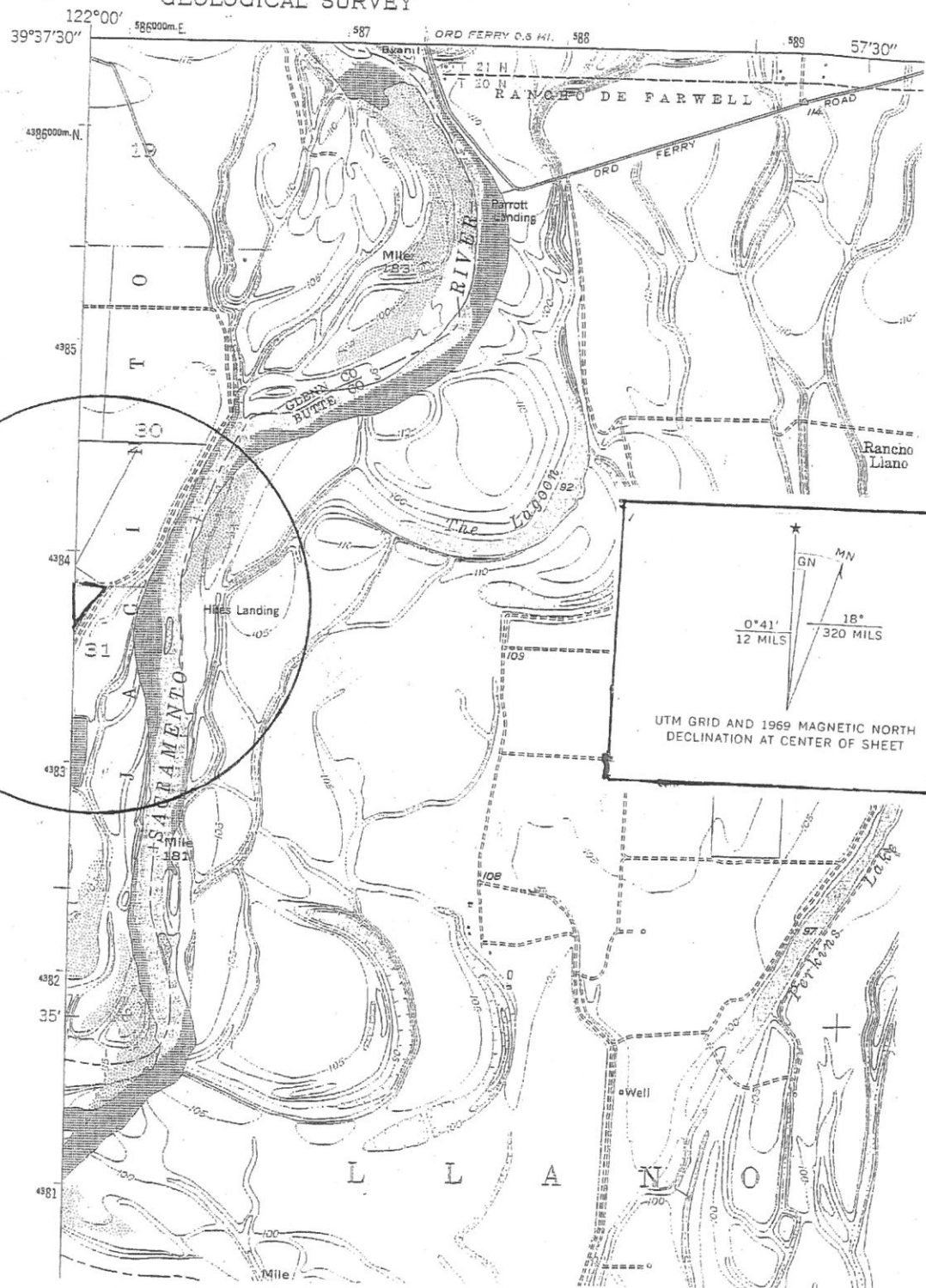


EXHIBIT 1: Project Location Map

1893 U.S. GEO. SURV.  
HAMILTON CITY

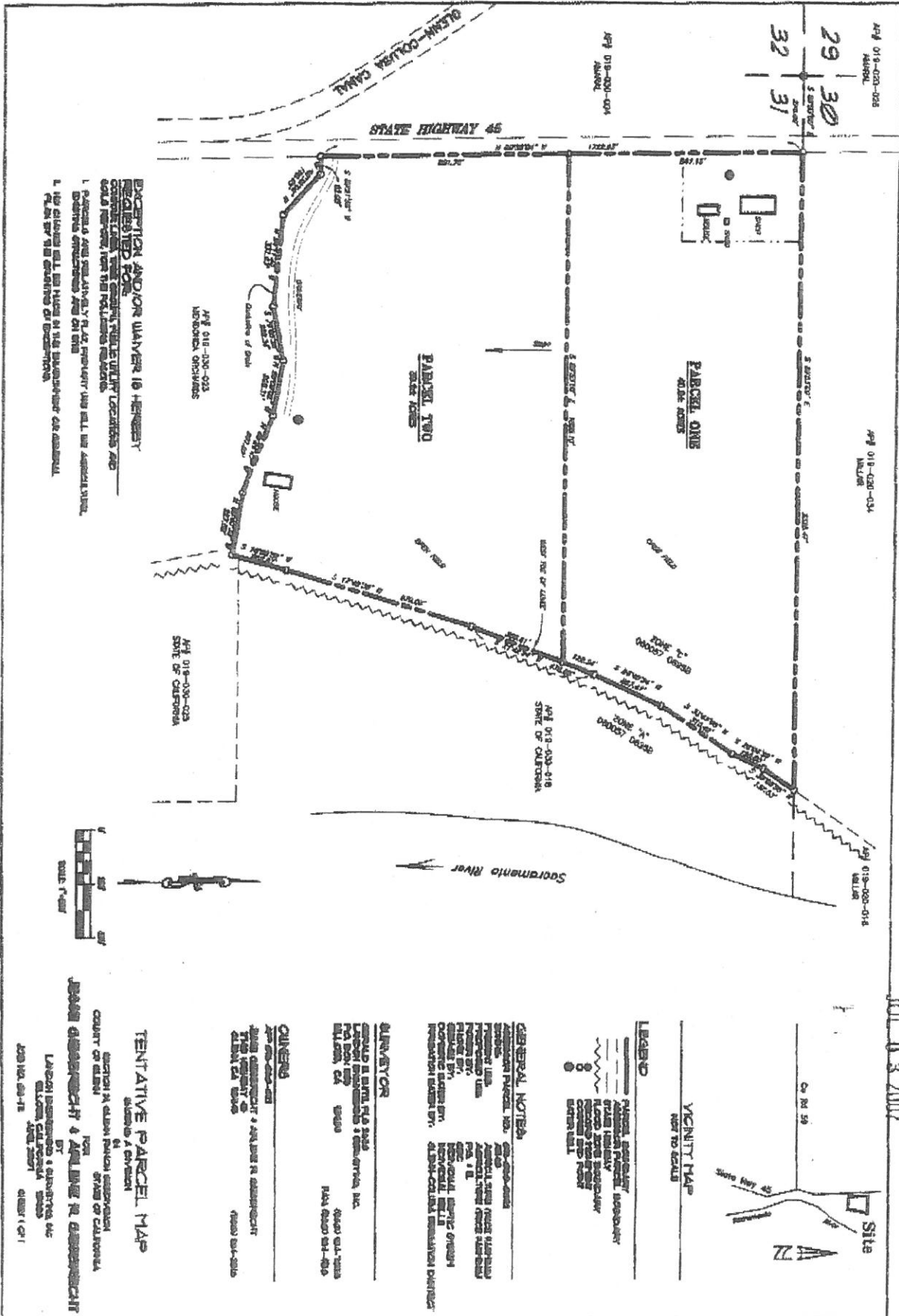
LLANO SECO QUADRANGLE  
CALIFORNIA  
7.5 MINUTE SERIES (TOPOGRAPHIC)  
SW/4 CHICO 15' QUADRANGLE

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
GEOLOGICAL SURVEY





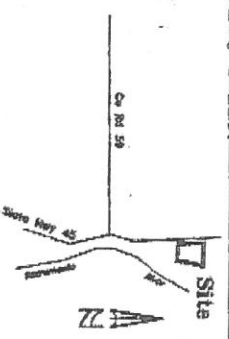
**EXHIBIT 2**  
**Project Parcel Map**



**EXCEPTION AND/OR WAIVER IS HEREBY REQUESTED FOR:**  
 CONVEYANCE OF THE PROPERTY DESCRIBED IN THE ABOVE PARCELS TO THE STATE OF CALIFORNIA FOR THE PURPOSES OF THE STATE OF CALIFORNIA TO BE USED AS A STATE PARK AND RECREATION AREA. THIS REQUEST IS MADE IN CONNECTION WITH THE PROPOSED DEVELOPMENT OF THE STATE OF CALIFORNIA TO BE USED AS A STATE PARK AND RECREATION AREA.

**1. PARCELS AND/OR WAIVER IN THIS MAP SHALL BE ASSIGNED TO THE STATE OF CALIFORNIA FOR THE PURPOSES OF THE STATE OF CALIFORNIA TO BE USED AS A STATE PARK AND RECREATION AREA.**

**2. THE DEVELOPER SHALL BE LIABLE FOR THE DEVELOPMENT OF THE PARCELS IN ACCORDANCE WITH THE PROVISIONS OF THE MAP.**



**LEGEND**

- PROPERTY BOUNDARY
- EASEMENT BOUNDARY
- FLOOD HAZARD BOUNDARY
- ROAD RIGHT-OF-WAY
- RAILROAD RIGHT-OF-WAY
- CANAL RIGHT-OF-WAY
- WATER RIGHT
- WATER WELL

**GENERAL NOTES**

1. ALL MEASUREMENTS ARE IN FEET AND DECIMALS THEREOF.
2. THE AREA OF EACH PARCEL IS AS SHOWN ON THIS MAP.
3. THE PROPERTY IS SHOWN AS BEING UNDEVELOPED.
4. THE PROPERTY IS SHOWN AS BEING UNDEVELOPED.
5. THE PROPERTY IS SHOWN AS BEING UNDEVELOPED.
6. THE PROPERTY IS SHOWN AS BEING UNDEVELOPED.
7. THE PROPERTY IS SHOWN AS BEING UNDEVELOPED.
8. THE PROPERTY IS SHOWN AS BEING UNDEVELOPED.
9. THE PROPERTY IS SHOWN AS BEING UNDEVELOPED.
10. THE PROPERTY IS SHOWN AS BEING UNDEVELOPED.

**SURVEYOR**  
 GERALD H. SMITH, S.D. 3400  
 LICENSED PROFESSIONAL SURVEYOR  
 10101 14TH STREET, SUITE 100  
 SAN DIEGO, CA 92131  
 (619) 521-2200

**CLIENT**  
 STATE OF CALIFORNIA  
 DEPARTMENT OF WATER RESOURCES  
 1500 14TH STREET, SUITE 100  
 SAN DIEGO, CA 92131  
 (619) 521-2200

**TENTATIVE PARCEL MAP**

SECTION 14, TOWNSHIP 13N, RANGE 12E, CALIFORNIA COUNTY OF EL DORADO  
 PREPARED BY: GERALD H. SMITH, S.D. 3400  
 DATE: 01/15/2007  
 SHEET 1 OF 1

EXHIBIT 2: Parcel Map

**ATTACHMENT 1**

**Records Search Results**

Northeast Center of the  
California Historical Resources  
Information System

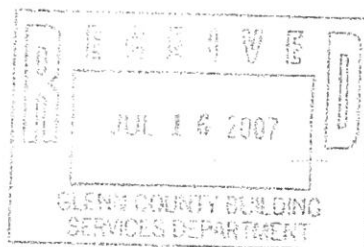
BUTTE  
GLENN  
LASSEN  
MCDOCK  
PLUMAS  
SHASTA

SIERRA  
SISKIYOU  
SUTTER  
TEHAMA  
TRINITY

California State University, Chico  
Building 25, Suite 204  
Chico, California 95929-0377  
Phone (530) 898-6256  
Fax (530) 898-4413  
*neinfoctr@csuchico.edu*

July 12, 2007

Glenn County  
Planning & Public Works Agency  
125 South Murdock Avenue  
Willows, CA 95988  
ATTN: Mr. Casey Murray



I.C. File # Y07-9  
Project Review

RE: TPM 2007-006/ Giesbrecht/ APN: 019-030-022  
T20N, R1W, Section 31;  
USGS Glenn and Llano Seco 7.5' and Willows and Chico 15' quads  
81.98 acres (Glenn County)

Dear Mr. Murray,

In response to your request, a project review for the project cited above was conducted by examining the official maps and records for archaeological sites and surveys in Glenn County.

## RESULTS:

**Prehistoric Resources:** According to our records, no sites of this type have been recorded in the project area. However, two sites of this type have been recorded within a one-mile vicinity of project boundaries, consisting of a *Haliotis* pendant/ornament, freshwater shell midden, glass trade bead, and clamshell disc beads. The project area is located in an ethnographic region utilized by Maidu populations. Unrecorded prehistoric cultural resources may be located in the project area.

**Historic Resources:** According to our records, no sites of this type have been recorded in the project area or vicinity. Unrecorded historic cultural resources may be located in the project area.

The USGS Willows (1951) quad map indicates that the project is located on the Jacinto Land Grant, while River Branch Canal, Sacramento River, Glenn - Butte County Line, Southern Pacific Railroad, Highway 45, Llano Seco Land Grant, Hites Landing, wells, roads, and structures are located in the project vicinity. The Jacinto Land Grant was granted to Jacinto Rodriguez in 1844.

**Previous Archaeological Investigations:** According to our records, the project area has not been previously surveyed for cultural resources by a professional archaeologist.

**Literature Search:** The official records and maps for archaeological sites and surveys in Glenn County were reviewed. Also reviewed: National Register of Historic Places - Listed properties and Determined Eligible Properties (1988, Computer Listings 1966 through 7-00 by National Park Service), California Register of Historical Resources (2007), California Points of Historical Interest (1992), California Investigation of Historic Resources (1976), California Historical Landmarks (1996), Directory of Properties in the Historic Property Data File for Glenn County (2007), Handbook of North American Indians, Vol. 8, California (1970), and Historic Spots in California (1966).

## RECOMMENDATIONS:

Based upon the above information, the project appears to be located in an area considered to be sensitive for prehistoric and historical resources. The project area is located in a region utilized by prehistoric and historic populations. Native American populations used the local region for seasonal and/or permanent settlement, as well as for the gathering of plants, roots, seeds, fishing, and hunting seasonal waterfowl and game. Many Native American groups in this region of California established semi-permanent settlements along the banks of the Sacramento River. Historically, Euro-American utilized the region for shipment of merchandise, farming, and cattle ranching. Two proto-historic (contact period) sites have

been recorded within a one-mile vicinity of the project boundaries. One of these sites is located less than a 1/4-mile from the project area.

Therefore, based on the information outlined above, we recommend that a professional archaeologist be contacted to conduct a cultural resources survey of the project area. The project archaeologist will be able to offer recommendations for protection or mitigation of any new cultural resources that may be encountered as a result of the cultural resource survey. The project archaeologist should also contact the appropriate local Native American representatives for information regarding traditional cultural properties that may be located within project boundaries for which we have no records. This person may also want to consult historic General Land Office (GLO) plat maps in order to aid in the identification of unrecorded historic sites, which may be located within project boundaries.

During any phase of parcel development, if any potential prehistoric, protohistoric, and/or historic cultural resources are encountered, all work should cease in the area of the find pending an examination of the site and materials by the project archaeologist. This request to cease work in the area of a potential cultural resource find should be made a condition of project approval. This condition is intended for accidental discoveries made during construction activities, and does not replace the need for a Phase I investigation which assists planners and developers in meeting California Environmental Quality Act (CEQA) obligations during the Initial Study planning phase. The recommendation for a Phase I Cultural Resource Evaluation enables the lead agency to fulfill their obligations under CEQA to identify potentially significant historical resources. A Phase I investigation includes background research (record search), a field inspection, and report documenting the presence or absence of prehistoric or historic features, buildings, or archaeological sites. If potentially significant sites are identified during the Phase I investigation, further work may be necessary to determine site significance as well as appropriate protection or mitigation measures.

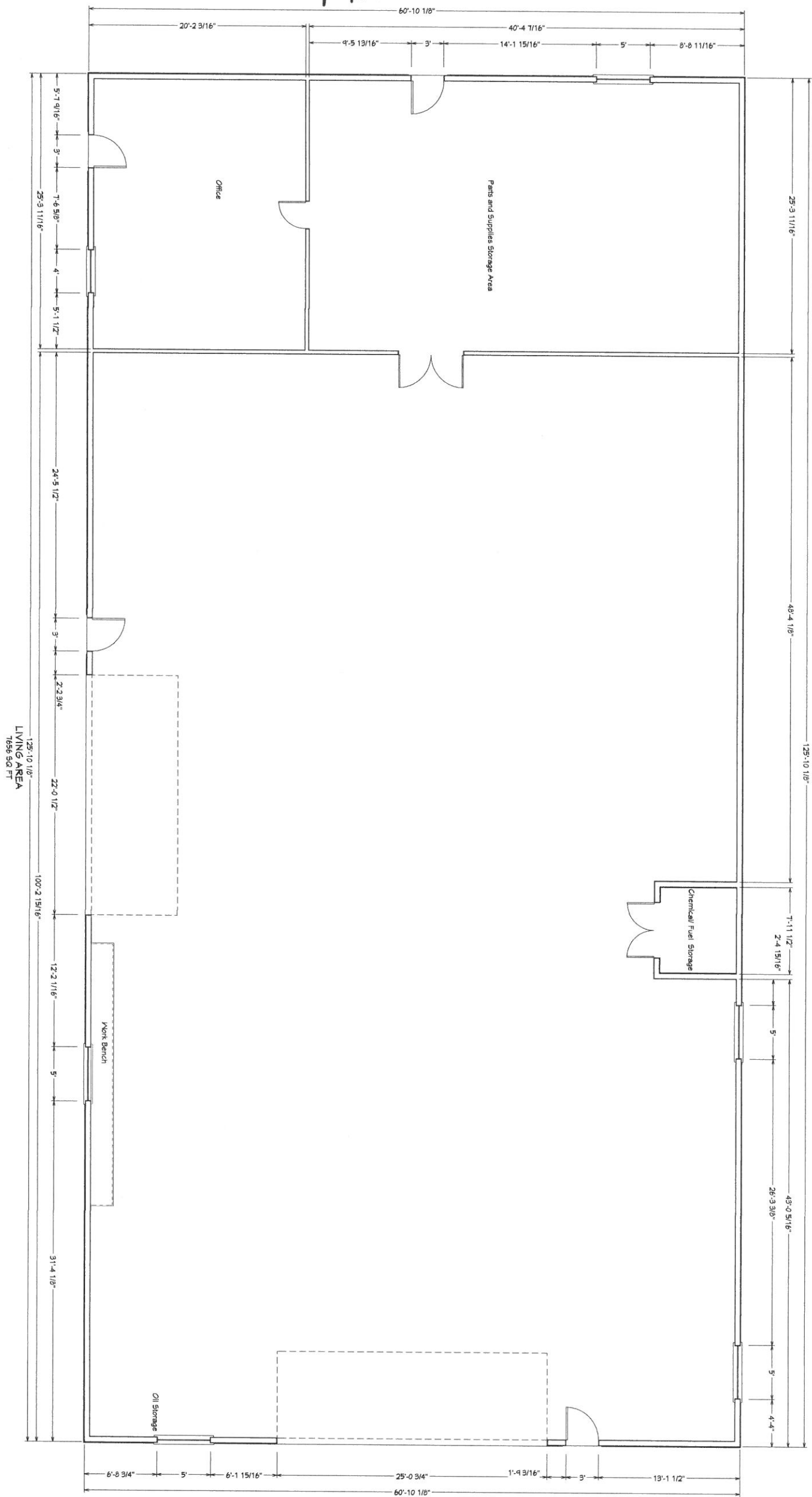
Thank you for your dedication preserving Glenn County's and California's irreplaceable cultural heritages, and please feel free to contact us if you have any questions or need any further information or assistance.

Sincerely,



Mim. Roeder, M.A.  
Research Associate

↑ NORTH

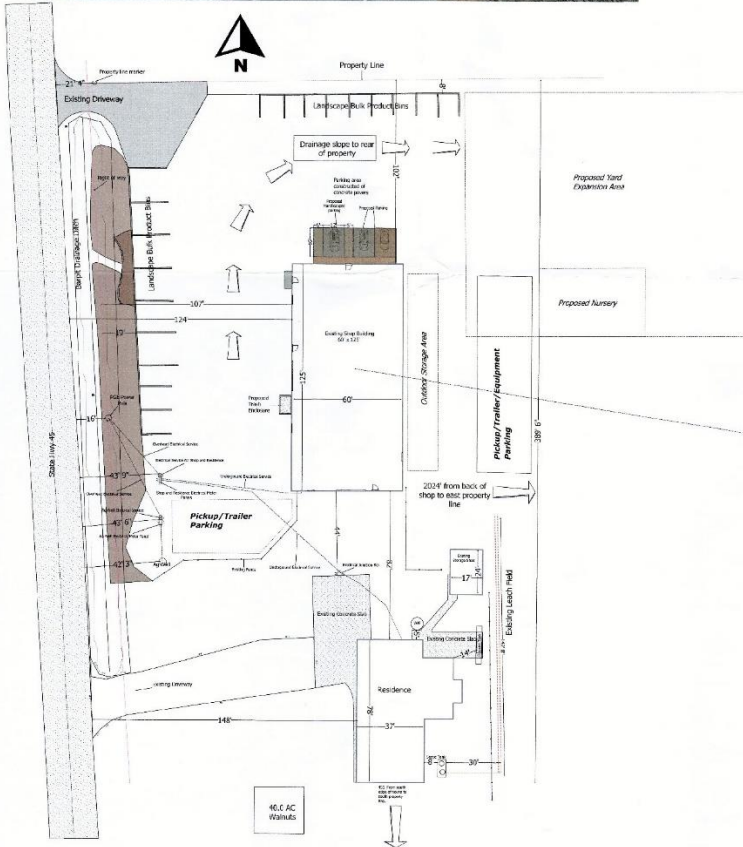
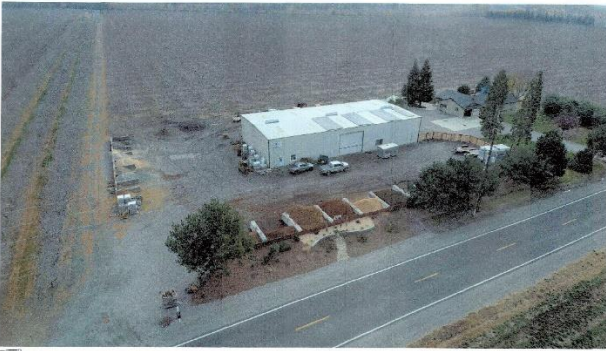


125'-10 1/8"  
LIVING AREA  
7656 SQ FT









**Applicant: Songbird Landscaping/ Logan Giesbrecht, 2692 State Hwy 45, Glenn, CA 95943- Ph: 530.934.3164**

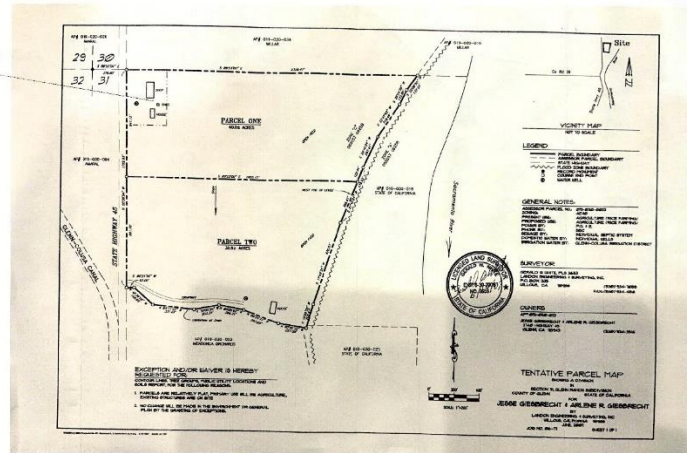
**Property Owner: Jesse Giesbrecht, 2740 State Hwy 45, Glenn, CA 95943 - Ph: 530.521.5793**

**Property Address: 2742 State Hwy 45, Glenn, CA 95943- Ph: 530517-0713**

**APN#: 019-030-036**

**40.0 ACRES WALNUTS**

**Drafted by: Logan Giesbrecht/ Songbird Landscaping**



Scale: 1/8" = 1'-0"