



GagenMcCoy

William E. Gagen, Jr.  
Gregory L. McCoy  
Patrick J. McMahon  
Charles A. Koss  
Michael J. Markowitz  
Richard C. Raines  
Barbara Duval Jewell  
Robert M. Fanucci  
Allan C. Moore  
Stephen T. Buehl  
Amanda Bevins  
Lauren E. Dodge  
Sarah S. Nix  
Brian P. Mulry  
Amanda Beck  
Christine L. Moore

Of Counsel  
Linn K. Coombs

July 16, 2012

The Law Offices of  
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Markowitz & Raines**  
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Please Reply To:

**Danville**

Catherine Kutsuris  
Director  
Department of Conservation and Development  
30 Muir Road  
Martinez, CA 94553-4601

Re: Application Process for Creekside Memorial Park Cemetary Project  
County File LP052096

Dear Ms. Kutsuris:

I am forwarding to you at Mr. Corrie's request the exhibits to the Real Property Exchange Agreement entered into between Mr. Corrie and Mr. Clancy. I forwarded to you a copy of the Real Property Exchange Agreement with my letter of June 6, 2012. Please let me know if you have any questions with respect to the enclosures, which we believe firmly establish Mr. Corrie's standing to proceed with the application as was outlined in my earlier letter of April 19, 2012, addressed to Mr. Damian Hardman.

Very truly yours,

Gregory L. McCoy

GLM:lsa  
Enclosure

cc: Mr. Damian Hardman w/ enclosures  
Mr. Jim Parsons  
Client



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June 6, 2012

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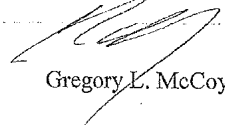
Ms. Catherine Kutsuris  
Director  
Department of Conservation and Development  
30 Muir Road  
Martinez, CA 94553-4601

Re: Application Process for Creekside Memorial Park Cemetery Project  
County File LP052096

Dear Ms. Kutsuris:

At Mr. Corrie's request, I am forwarding to you a copy of the Real Property Exchange Agreement entered into between Mr. Corrie and Mr. Clancy. This agreement will further document Mr. Corrie's standing to proceed with the application as was outlined in my letter of April 19, 2012, addressed to Mr. Demian Hardman.

Very truly yours,



Gregory L. McCoy

GLM:lsa  
Enclosure  
cc: Mr. Damian Hardman w/ Enclosure  
Mr. Jim Parsons  
Client

DEPARTMENT OF  
CONSERVATION AND  
DEVELOPMENT  
2012 JUN 11 A 10:22  
CONTRA COSTA  
COUNTY

UNINCORPORATED AREA

PORTION OF LOT 4, AS SHOWN ON THE MAP ENTITLED, "MAP OF THE PROPERTY OF THE ESTATE OF ELIZABETH A. DOUGHERTY, DECEASED, FILED MARCH 4, 1891, IN MAP BOOK C, AT PAGE 63, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHERN LINE OF SAID LOT 4, DISTANT THEREON SOUTH 50° 45' EAST, 330 FEET FROM THE MOST NORTHERN CORNER THEREOF; RUNNING THENCE ALONG THE SOUTHWESTERN AND SOUTHERN LINES OF THE LAND DESCRIBED IN THE DEED TO MANUAL S. MATTOS, RECORDED NOVEMBER 3, 1923, IN BOOK 453 OF DEEDS, AT PAGE 66, CONTRA COSTA COUNTY RECORDS, SOUTH 1° 30' WEST, 438.24 FEET AND SOUTH 61° 45' EAST, 3311 FEET, MORE OR LESS, TO THE WESTERN LINE OF THE LAND DESIGNATED AS PARCEL "B" ON THE RECORD OF SURVEY FILED MAY 17, 1966, IN BOOK 42 OF LICENSED SURVEY MAPS, AT PAGE 36, CONTRA COSTA COUNTY RECORDS; THENCE ALONG THE LAST NAMED LINE, NORTH 62° 05' EAST, 530 FEET; NORTH 27° 24' 40" EAST, 224.71 FEET; AND NORTH 70° 24' EAST, 115 FEET TO THE CENTER LINE OF TASSAJARA ROAD; THENCE ALONG THE LAST NAMED LINE, NORTH 9° 24' 22" EAST, 13.84 FEET TO SAID NORTHERN LINE OF LOT 4; AND THENCE ALONG THE LAST NAMED LINE, WESTERLY 3800 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

ASSESSOR'S PARCEL NO. 206-060-007

EXCEPTING THEREFROM THE PROPERTY DESCRIBED IN EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF.

Exhibit A

ALL THAT REAL PROPERTY, SITUATE, LYING AND BEING IN THE COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA, DESCRIBED AS FOLLOWS:

A PORTION OF THE PARCEL OF LAND DESCRIBED IN THE GRANT DEED TO SIDNEY CORRIE RECORDED JUNE 27, 1990 IN SERIES NO. 90-131339, DESCRIBED AS FOLLOWS:

BEGINNING AT THE WESTERLY CORNER OF PARCEL B AS SHOWN ON THE PARCEL MAP OF MS 202-73 RECORDED AUGUST 1, 1974, IN BOOK 34 OF MAPS AT PAGE 44; THENCE FROM SAID POINT OF BEGINNING NORTH 60°43'08" WEST 527.28 FEET; THENCE NORTH 56°22'17" EAST 454.54 FEET; THENCE NORTH 51°42'32" EAST 36.83 FEET; THENCE NORTH 68°29'07" EAST 93.32 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE TO THE NORTHWEST, HAVING A RADIUS OF 140.00 FEET; THENCE NORTHERLY 150.08 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 61°28'11"; THENCE NORTH 07°03'56" EAST 19.43 FEET; THENCE SOUTH 69°10'34" EAST 555.56 FEET TO THE WESTERLY LINE OF CAMINO TASSAJARA BEING THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 2050.00 FEET, A RADIAL LINE TO THE BEGINNING OF SAID CURVE BEARS NORTH 78°15'30" WEST; THENCE SOUTHERLY 46.67 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 01°18'16" TO THE EXTERIOR LINE OF SAID PARCEL MAP (34 PM 44); THENCE ALONG SAID EXTERIOR LINE SOUTH 71°25'52" WEST 57.83 FEET; THENCE SOUTH 28°26'32" WEST 224.71 FEET; THENCE SOUTH 63°06'52" WEST 530.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 9.02 ACRES MORE OR LESS.

Exhibit B  
2 of 2

Real Property Exchange Agreement  
Exhibit C

Remaining property (approximately 22.8 acres) consists of the 32+ acres described in Exhibit A less the 9.2 acres as shown in Exhibit B.

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SCHEDULE A

Order No: 608313 SDC

Your Ref:

1. The estate or interest in the land hereinafter described or referred to covered by this report is:

A FEE

2. Title to said estate or interest at the date hereof is vested in:

T. F. CLANCY, AN UNMARRIED MAN

3. The land referred to in this report is situated in the State of California, County of Alameda and is described as follows:

TOWN OF DANVILLE

PARCEL "A", AS SHOWN ON THE MAP OF SUBDIVISION MS 76-77, FILED APRIL 25, 1978, IN BOOK 65 OF PARCEL MAPS, PAGES 15, 16 AND 17, CONTRA COSTA COUNTY RECORDS.

ASSESSOR'S PARCEL NO. 206-160-010

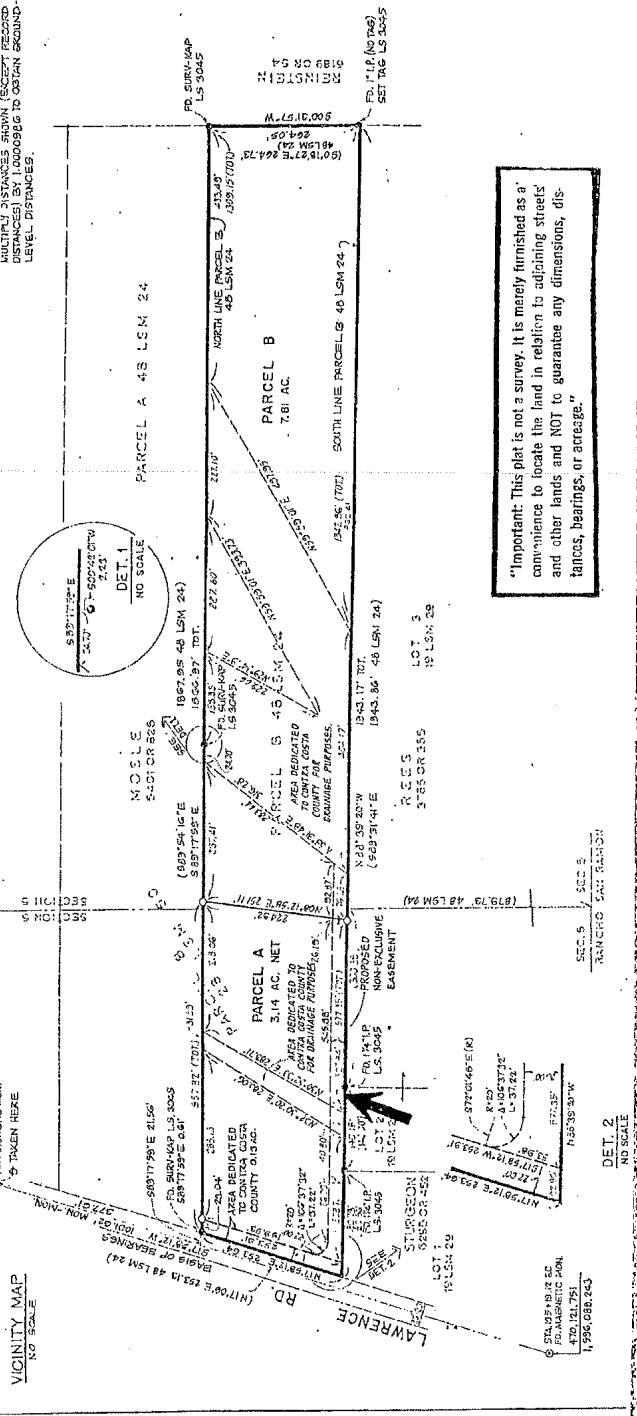
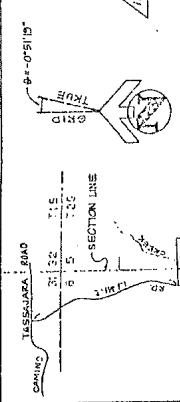
Exhibit D  
1 of 2

65 PM 17

**LEGEND:**  
 O INDICATES SET SURV-MAP ON 5/8" RE-SCALE  
 L.S. 3045  
 ● INDICATES FOUND POINTS NOTED AS SHOWN  
 ( ) INDICATES RECORDED INFORMATION

**BASIS OF BEARINGS:**  
 MAGNETIC MONUMENTS AT CENTERLINE OF  
 LAWRENCE ROAD 1155-1157 1/2 EC, 0-1/4  
 1179-1181 E (COUNTY DRIVE,  
 74-2843-75)  
 DISTANCES AND BEARINGS ARE BASED ON  
 THE CALIFORNIA COORDINATE SYSTEM ZONE III.  
 MULTIPLE DISTANCES SHOWN (EXCEPT RECORD  
 DISTANCES) BY 1:0000996 TO OBTAIN ROUND-  
 LEVEL DISTANCES.

**PARCEL MAP**  
 PORTIONS OF THE SW 1/4 SEC. 6 & SE 1/4 SEC. 6, T2S, R1E, MDB&M,  
 BEING PARCEL B OF 48 LSM 24  
 CONTRA COSTA COUNTY, CALIFORNIA  
 SURVEYORS - ENGINEERS - PLANNERS  
 LEE & VERRILLI, INC. LEAVERTH, CALIFORNIA  
 SEPT. 1977  
 SCALE: 1" = 100'  
 SUBDIVISION MS 76-77



"Important: This plat is not a survey. It is merely furnished as a convenience to locate the land in relation to adjoining streets and other lands and NOT to guarantee any dimensions, distances, bearings, or acreage."

Recording requested by:

Sidney Corrie, Jr.

When recorded mail to:

Corrie Development Corp.  
Sidney Corrie, Jr.  
7950 Dublin Blvd.  
Ste 111  
Dublin, CA 94568

#### MEMORANDUM OF OPTION

By this Memorandum of Option ("Memorandum"), TIMOTHY F. CLANCY ("Optioner") grants to SIDNEY CORRIE, JR. ("Optionee") an option to purchase certain real property more particularly described in attached Exhibit A, incorporated in this Memorandum as real property, together with all rights of Optioner to adjoining streets, rights-of-way, easements and all other appurtenant rights and all other personal property belonging to Optioner on the real property (collectively "property"). The option is more particularly described in the Real Property Exchange Agreement ("Agreement") dated as of September 24, 1999, executed between Optioner and Optionee.

1. Term. The term of the option agreement begins on April 7, 2000 and ends on April 6, 2020 ("term") unless terminated sooner in accordance with the Agreement.
2. Termination. The option shall automatically terminate and shall have no further force upon the first of the following events to occur:
  - (a) The purchase of the property by Optionee;
  - (b) The end of the term.
3. Price and Terms. The parties have executed and recorded this instrument to give notice of the option agreement and respective rights and obligations of Optionee and Optioner. The price and other terms are in the unrecorded Real Property Exchange Agreement which includes the Option Agreement which is incorporated by reference in its entirety in this Memorandum. In the event of any inconsistency between this Memorandum of the Option Agreement contained in the Real Property Exchange Agreement, the Option Agreement shall control.
4. Assignment. Neither party to the Option Agreement has the right to assign the Option Agreement without the written consent of both the Optioner and Optionee. Any assignment without that consent shall be void.



5. Successors and Assigns. This Memorandum and the Option Agreement shall bind and inure to the benefit of the parties and their respective heirs, successors and assigns, subject, however, to the provisions of the Option Agreement.

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Timothy F. Clancy, Optioner

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Sidney Corrie, Jr., Optionee