

OWNER'S STATEMENT

WE HEREBY STATE THAT WE ARE THE OWNERS OF OR HAVE SOME RIGHT, TITLE OR INTEREST IN AND TO THE REAL PROPERTY INCLUDED WITHIN THE SUBDIVISION SHOWN UPON THIS MAP; THAT WE ARE THE ONLY PERSONS WHOSE CONSENT IS NECESSARY TO PASS A CLEAR TITLE TO SAID REAL PROPERTY; THAT WE HEREBY CONSENT TO THE MAKING OF THIS MAP AND THE SUBDIVISION AS SHOWN WITHIN THE DISTINCTIVE BORDER LINE.

WE HEREBY OFFER FOR DEDICATION TO PUBLIC USE ALL STREETS AND PORTIONS OF STREETS, NOT PREVIOUSLY EXISTING, AS SHOWN ON THIS MAP WITHIN SAID SUBDIVISION, AND ALSO DEDICATE TO PUBLIC USE EASEMENTS FOR ANY AND ALL PUBLIC USES UNDER, UPON AND OVER SAID STREETS AND SAID PORTIONS THEREOF.

WE ALSO HEREBY DEDICATE TO PUBLIC USE EASEMENTS FOR ANY AND ALL PUBLIC UTILITY FACILITIES INCLUDING POLES, WIRES, CONDUITS, GAS, WATER, STORM, SANITARY, AND ALL PUBLIC UTILITIES, AND ALL APPURTENANCES THERETO; ABOVE, UNDER, UPON OR OVER THOSE CERTAIN STRIPS OF LAND DESIGNATED AND DELINEATED HEREON AS "P.U.E." (PUBLIC UTILITY EASEMENT). THE ABOVE MENTIONED PUBLIC UTILITY EASEMENT SHALL BE KEPT OPEN AND FREE FROM BUILDINGS AND STRUCTURES OF ANY KIND EXCEPT PUBLIC UTILITY STRUCTURES, IRRIGATION SYSTEMS, AND APPURTENANCES THERETO, AND LAWFUL FENCES. ADDITIONALLY, THE PRIVATE UTILITIES AND KIOSK STRUCTURES SHOWN ON THE PLANS REVIEWED AND APPROVED BY THE CITY OF SANTA CLARA IN CONJUNCTION WITH THIS SUBDIVISION SHALL ALSO BE PERMITTED IN SAID P.U.E. THE PUBLIC UTILITIES SHALL HAVE RIGHT OF ACCESS ACROSS AND/OR ALONG THE ADJOINING PROPERTY FOR THE PURPOSE OF MAINTAINING, REPLACING, ADDING TO, OR REMOVAL OF ITS FACILITIES.

WE ALSO HEREBY DEDICATE TO PUBLIC USE AN EASEMENT FOR SURFACE FLOW OF STORM WATER ON OR OVER THAT CERTAIN STRIP OF LAND DESIGNATED AND DELINEATED AS "S.D.R.E." (SURFACE DRAINAGE RELEASE EASEMENT). SAID EASEMENT SHALL BE KEPT OPEN AND FREE OF ANY OBSTRUCTIONS. FURTHER, THE SURFACE ELEVATIONS OF SAID EASEMENT SHALL NOT BE ALTERED WITHOUT THE WRITTEN APPROVAL OF THE CITY ENGINEER OF THE CITY OF SANTA CLARA.

THERE ARE ALSO SHOWN ON THIS MAP AREAS OF LAND DESIGNATED AND DELINEATED AS "I.E.E." (PRIVATE INGRESS AND EGRESS EASEMENT) TO BE RESERVED AS PRIVATE ACCESS EASEMENTS FOR THE PRIVATE USE OF THE OWNERS OF THOSE LOTS ADJOINING EACH SUCH EASEMENT, THEIR LICENSEES, VISITORS, AND TENANTS. THESE EASEMENTS ARE NOT OFFERED, NOR ARE THEY ACCEPTED FOR DEDICATION BY THE CITY OF SANTA CLARA.

THERE ARE ALSO SHOWN ON THIS MAP AREAS OF LAND DESIGNATED AND DELINEATED AS "P.Y.E." (PRIVATE YARD EASEMENT). THE DESIGNATED USE AND MAINTENANCE OF THESE EASEMENTS SHALL BE AS PROVIDED BY THE PROJECT COVENANTS, CONDITIONS AND RESTRICTIONS. THESE EASEMENTS ARE NOT OFFERED, NOR ARE THEY ACCEPTED FOR DEDICATION BY THE CITY OF SANTA CLARA.

THERE ARE ALSO SHOWN ON THIS MAP AREAS OF LAND DESIGNATED AND DELINEATED AS "W.E." (WALKWAY EASEMENT). THE DESIGNATED USE AND MAINTENANCE OF THESE EASEMENTS SHALL BE AS PROVIDED BY THE PROJECT COVENANTS, CONDITIONS AND RESTRICTIONS. THESE EASEMENTS ARE NOT OFFERED, NOR ARE THEY ACCEPTED FOR DEDICATION BY THE CITY OF SANTA CLARA.

WE ALSO HEREBY DEDICATE TO PUBLIC USE EASEMENTS FOR SIDEWALK PURPOSES AND APPURTENANCES THERETO AND THE RIGHT TO CONSTRUCT, INSTALL, USE, REPAIR, REPLACE AND MAINTAIN A PUBLIC SIDEWALK ON OR OVER THOSE CERTAIN STRIPS OF LAND DESIGNATED AND DELINEATED AS "S.E." (SIDEWALK EASEMENT). SAID EASEMENTS SHALL BE KEPT FREE OF ANY OBSTRUCTIONS.

THERE ARE ALSO SHOWN ON THE HEREON MAP EASEMENTS FOR PRIVATE UTILITY PURPOSES DESIGNATED AND DELINEATED AS "U.E." (PRIVATE UTILITY EASEMENT) FOR THE INSTALLATION AND MAINTENANCE OF PRIVATE UTILITY FACILITIES. THESE EASEMENTS ARE TO BE KEPT OPEN AND FREE FROM ALL BUILDINGS AND STRUCTURES OF ANY KIND, EXCEPT IRRIGATION SYSTEMS AND APPURTENANCES THERETO, LAWFUL FENCES, AND ALL LAWFUL UNSUPPORTED ROOF OVERHANGS. THE MAINTENANCE, REPAIR, AND/OR REPLACEMENT OF PRIVATE UTILITY FACILITIES SHALL BE THE SOLE RESPONSIBILITY OF THE LOT OWNERS, AS DETERMINED BY THE APPROPRIATE COVENANTS, CONDITIONS, AND RESTRICTIONS. SAID EASEMENT IS NOT OFFERED, NOR IS IT ACCEPTED FOR DEDICATION BY THE CITY OF SANTA CLARA. FUTURE PRIVATE UTILITIES IN U.E.'S THAT ARE IN P.U.E.'S REQUIRE CITY APPROVAL.

WE ALSO HEREBY DEDICATE TO PUBLIC USE EASEMENTS IN, ON, UNDER, ALONG AND ACROSS THOSE CERTAIN STRIPS OF LAND DESIGNATED AND DELINEATED HEREON AS "S.D.E." (STORM DRAIN EASEMENT) FOR THE PURPOSE OF CONSTRUCTING AND RECONSTRUCTING, INSTALLING, OPERATING, MAINTAINING, REPAIRING AND/OR REPLACING PUBLIC STORM DRAIN FACILITIES AND ALL APPURTENANCES THERETO. THE ABOVE MENTIONED STORM DRAIN EASEMENT SHALL BE KEPT OPEN AND FREE FROM ALL BUILDINGS AND STRUCTURES OF ANY KIND EXCEPT IRRIGATION SYSTEMS AND APPURTENANCES THERETO AND LAWFUL FENCES. (NO PRIVATE UTILITY SHALL BE PLACED IN THE "S.D.E." EXCEPT FOR THE PURPOSE OF CROSSING.)

WE ALSO HEREBY DEDICATE TO PUBLIC USE EASEMENTS IN, ON, UNDER, ALONG AND ACROSS THOSE CERTAIN STRIPS OF LAND DESIGNATED AND DELINEATED HEREON AS "S.S.E." (SANITARY SEWER EASEMENT) FOR THE PURPOSE OF CONSTRUCTING AND RECONSTRUCTING, INSTALLING, OPERATING, MAINTAINING, REPAIRING AND/OR REPLACING PUBLIC SANITARY SEWER FACILITIES AND ALL APPURTENANCES THERETO. THE ABOVE MENTIONED SANITARY SEWER EASEMENT SHALL BE KEPT OPEN AND FREE FROM ALL BUILDINGS AND STRUCTURES OF ANY KIND EXCEPT IRRIGATION SYSTEMS AND APPURTENANCES THERETO AND LAWFUL FENCES. (NO PRIVATE UTILITY SHALL BE PLACED IN THE "S.S.E." EXCEPT FOR THE PURPOSE OF CROSSING.)

THE ABOVE PUBLIC USE EASEMENT DEDICATIONS SHALL INCLUDE REASONABLE RIGHT OF INGRESS & EGRESS OVER ADJOINING LANDS WITHIN THIS SUBDIVISION.

RIVERMARK PARTNERS LLC, A CALIFORNIA LIMITED LIABILITY COMPANY

BY: CENTEX HOMES, A NEVADA GENERAL PARTNERSHIP, ITS MANAGING MEMBER

BY: CENTEX REAL ESTATE CORPORATION, A NEVADA CORPORATION, ITS MANAGING PARTNER

BY: L. Arochuate
LAUREL A. ROCHESTER, CONTROLLER/CFO

AS BENEFICIARY:

RESIDENTIAL FUNDING CORPORATION,
A DELAWARE CORPORATION
BY: L. Kathleen Moya
L. Kuentz Demoss
ITS: Director

SOILS AND GEOLOGICAL REPORT

A SOILS AND/OR GEOLOGICAL REPORT ON THIS PROPERTY HAS BEEN PREPARED FOR RIVERMARK PARTNERS, L.L.C., BY LOWMEY ASSOCIATES, MOUNTAIN VIEW, CALIFORNIA, NUMBER 1124-8W, DATED JUNE 19, 2002, A COPY OF WHICH HAS BEEN FILED WITH THE BUILDING AND INSPECTION DIVISION OF THE CITY OF SANTA CLARA.

ACKNOWLEDGMENT

STATE OF California

COUNTY OF Contra Costa SS
ON October 9 2002, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED _____

Laurel A. Rochester
PERSONALLY KNOWN TO ME OR [] PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITIE(S), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

WITNESS MY HAND.

NOTARY'S SIGNATURE Jackie A. Nelson
PRINTED NOTARY'S NAME Jackie A. Nelson

COUNTY OF NOTARY'S PRINCIPAL PLACE OF BUSINESS Contra Costa
EXPIRATION DATE OF NOTARY'S COMMISSION April 22, 2006
NOTARY COMMISSION NO. 1352880

TRACT 9418

SANTA CLARA, CALIFORNIA

CONSISTING OF 11 SHEETS

BEING A SUBDIVISION OF LOT 112 AS SHOWN ON THAT CERTAIN MAP ENTITLED TRACT 9417, FILED FOR RECORD IN BOOK 750 OF MAPS, PAGES 32 THROUGH 42, SANTA CLARA COUNTY RECORDS, LYING ENTIRELY WITHIN THE CITY & COUNTY OF SANTA CLARA, CALIFORNIA

SEPTEMBER, 2002



HMH, Incorporated
Civil Engineers • Planners • Surveyors
1570 OAKLAND ROAD, SUITE 200
P.O. BOX 67850 SAN JOSE, CALIFORNIA 95161-8500

ACKNOWLEDGMENT

STATE OF California

COUNTY OF Los Angeles SS
ON October 14 2002, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED _____

L. Kathleen Moya
PERSONALLY KNOWN TO ME OR [] PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITIE(S), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

WITNESS MY HAND.

NOTARY'S SIGNATURE Denise B. Gaiser
PRINTED NOTARY'S NAME SONIA E. GARCIA

COUNTY OF NOTARY'S PRINCIPAL PLACE OF BUSINESS Los Angeles
EXPIRATION DATE OF NOTARY'S COMMISSION May 9, 2003
NOTARY COMMISSION NO. 1218811