When Recorded Return to:

CALIFORNIA DEPT. OF FORESTRY & FIRE PROTECTION


LAND-USE ADDENDUM

Agreement Concerning Land Uses Incompatible With Resource Management

In further consideration of funds to be provided and actions to be undertaken by State under California forest Improvement Program

Agreement/Project Number ___________________________________________ dated ______________________________

Participant/Owner agrees not to develop lands subject to the PTEIR Project Agreement referenced above and shown on the attached project map for uses incompatible with forest resource management within 20 (20) years commencing from the date of recording of this Agreement. In the event this Agreement is violated, State is entitled to a refund of any grant payments which have been made, with interest, pursuant to Section 4598 of the Public Resources Code. This Agreement is intended to satisfy the requirements of Public Resources Code Section 4598.5(o)(2). This Agreement shall apply to only those lands affected by the aforementioned PTEIR Agreement and shown on the attached map which are part of the land described below as part of that real property more fully described in that certain deed from

dated ______________________________ and recorded with the Recorder of ____________________________ County at Book ________________

Page __________________________ or Document Number __________________________

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<th>Assessor’s Parcel #</th>
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State shall record this Agreement in the office of the county in which the above described lands are located and upon recording the Agreement shall be binding upon any person to whom such lands are sold, assigned, devised, or otherwise transferred by agreement or operation of law. This Agreement is a state document and shall be filed for no fee at the County Recorder's Office as per Government Code Section 27383. For purposes of this Agreement, "uses incompatible with forest resource management" are defined in Public Resources Code Section 4793(s) to mean "uses not listed as subdivision (h) of section 51100 of the Government Code nor listed pursuant to Section 51111 of the Government Code by the city or county in which the parcel subject to the forest improvement project lies." Government Code Section 51100 defines "compatible use" as being "any use which does not significantly detract from the use of the property for, or inhibit, growing and harvesting timber, and shall include but not be limited to... (1) management for watershed; (2) management for fish and wildlife habitat or hunting and fishing; (3) a use integrally related to the erection, construction, alteration, or maintenance of gas, electric, water, or communication transmission facilities; or (5) grazing." Government code Section 51111 authorizes city and/or county governments to adopt "compatible use" definitions in addition to the above. Compatible uses are land uses permitted in the Timberland Production Zones as established by the Forest Taxation Reform Act of 1976. The intention of the parties to this Agreement, therefore, is to limit the uses of identified lands to those which would be permitted if such lands were within a Timberland Production zone.

Signature of Participant/Owner(s)  

All signatures must be notarized and have Acknowledgement attached.

1. Signature __________________________ Date __________________________

Printed Name __________________________

2. Signature __________________________ Date __________________________

Printed Name __________________________

3. Signature __________________________ Date __________________________

Printed Name __________________________

4. Signature __________________________ Date __________________________

Printed Name __________________________