



EXHIBIT B

1 When recorded return to:
2 Department of Public Works
3 and Planning
4 Development Services
5 (STOP 214)

5



FRESNO County Recorder
Paul Dictos, C.P.A.
DOC- 2013-0136248

Thursday, SEP 26, 2013 16:10:28
Ttl Pd \$0.00 Rcpt # 0003980580
APR/R1/1-5

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RELEASE OF ENCUMBRANCE

Plot A

Certified

COPY

WHEN RECORDED RETURN TO:

Timothy Jones, Esq.
Wanger Jones Helsley PC
265 E. River Park Circle, Suite 310
Fresno, California 93720

Documentary transfer tax is \$0
Situating in the City of Fresno

<p>STATE OF CALIFORNIA COUNTY OF FRESNO I, Bernice E. Seidel, Clerk to the Board of Supervisors, do hereby certify the foregoing to be a full, true and correct copy of the original <u>Release of Encumbrance</u> on file in my office. Witness my hand and seal of the Board of Supervisors. This <u>21st</u> day of <u>September</u> 20<u>13</u>. BERNICE E. SEIDEL Clerk of the Board of Supervisors By: <u>Kelley N. Clark</u> Deputy</p>
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RELEASE OF ENCUMBRANCE

Date: May 14, 2013

Parties: The County of Fresno, a Political Subdivision of the State of California.

RECITALS

A. WHEREAS, Table Mountain Rancheria Band of Indians, a federally-recognized sovereign Indian tribe, is the owner of certain real property located in Fresno County, which is presently encumbered by two road impact fee agreements entered into with the County of Fresno. The real property is located in Fresno County, California, known as Fresno County Assessor's Parcel Number 300-210-19s, and more particularly described as:

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE COUNTY OF FRESNO, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

Lot 62, of Tract No. 4048, according to the map thereof recorded in Volume 49, of Plats, at Pages 61 through 79, Fresno County Records.

Excepting therefrom all oil, gas and minerals lying below a depth of 500 feet, but without the right of surface entry, as conveyed to Carlsberg Resource Corporation, a California Corporation, by Deed recorded October 30, 1970 in Book 5832, Page 371 of Official Records, as Document No. 76311.

Also excepting and reserving unto Millerton New Town Development Company, a California General Partnership, its successors and assigns, to the extent not otherwise excepted by Virtue of said conveyance to Carlsberg Resources Corporation, a California Corporation, recorded October 30, 1970, as Document No. 76311 in Book 5832 page 371, all oil, minerals,

NOTICE

water, gas casinghead gas, asphaltum and other hydrocarbon substances, and all chemical now or hereafter found, situate of located in all or any part of portion of the land above described, lying more than 500 feet below the surface thereof, together with the right to slant drill or mine for, and remove all or any portion of said substances lying below a depth of 500 feet from the surface thereof, and the right to grant leases for all or any of said purposes, but without any right whatsoever to enter upon the surface of said land or within 500 vertical distance below the surface thereof as reserved in deed recorded July 6, 1995 as document no. 95-080993, Fresno County Records.

APN: 300-210-19s

(hereinafter, the "Property")

- B. WHEREAS, on December 12, 1989, Millerton New Town Development Company and the County of Fresno entered into a Road Impact Fee Agreement, recorded December 14, 1989 in the Fresno County Recorder's Office as Instrument No. 89137984 (the "Friant Agreement"), which encumbers the Property;
- C. WHEREAS, on December 12, 1989, Millerton New Town Development Company and the County of Fresno entered into a Road Impact Fee Agreement, recorded December 14, 1989 in the Fresno County Recorder's Office as Instrument No. 89137986 (the "Millerton Agreement"), which encumbers the Property;
- D. WHEREAS, Table Mountain Rancheria Band of Indians has entered into an agreement with the County of Fresno to release the encumbrances. The County of Fresno now desires to release the Friant Agreement and Millerton Agreement, and remove all obligations and encumbrances under the Friant Agreement and Millerton Agreement from the Property.

RELEASE

- 1. The County of Fresno, the party benefitted under the terms of the Friant Agreement and Millerton Agreement as defined above, hereby releases and removes the Friant Agreement and Millerton Agreement from hereafter burdening the Property.

Executed on this 14th day of May 2013 in Fresno, California

COUNTY OF FRESNO

DATE: 5/14/13

Henry
Chairman, Board of Supervisors

ATTEST:
BERNICE E. SEIDEL, Clerk
Board of Supervisors

By *Shirley Egan*
Deputy

REVIEWED & RECOMMENDED FOR APPROVAL

Alan Weaver
Alan Weaver, Director
Department of Public Works and Planning

APPROVED AS TO LEGAL FORM

Kevin B. Briggs
Kevin B. Briggs
County Counsel

Not A

COPY

State of California

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County of Fresno

ss.

On May _____, 2012, before me, _____,

Notary Public, _____, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Notary Public

Not A

Certified

Copy