

Recording Requested By and
When Recorded Mailed To:

Lisa A. Baker
Yolo County Housing
147 W. Main Street
Woodland, CA 95695

(Space Above for Recorder's Use Only)

DECLARATION OF TRUST

By the Housing Authority of the County of Yolo (Yolo County Housing)

In favor of the

U.S. Department of Housing and Urban Development (HUD)

For

Public Housing Modernization Grant Projects

Relating to:

**Yolo County Housing Administration Building
2008**

Declaration of Trust

(Public Housing Modernization Grant Projects)

**U.S. Department of Housing
and Urban Development**
Office of Public and Indian Housing

Whereas, (1, see instructions) Housing Authority of the County of Yolo
(herein called the Public Housing Agency (PHA), a public body corporate and politic, duly created and organized pursuant to and in accordance with the provisions of the laws of the (2) State of California, and the United States of America, Secretary of Housing and Urban Development (herein called HUD) pursuant to the United States Housing Act of 1937 (42 U.S.C. 1437, et seq.) and the Department of Housing and Urban Development Act (5 U.S.C. 624) entered into a certain contract with the effective date as of (mm/dd/yyyy) (3) 8/14/1995, (herein called the Annual Contributions Contract) and a certain Modernization Project Grant Amendment to the Annual Contributions Contract with the effective date as of (mm/dd/yyyy) (4) 9/13/2001, (herein called the Modernization Grant Amendment) providing for a grant to be made by HUD to assist the PHA in modernizing lower income housing project(s); and

Whereas, as of the date of the execution of this Declaration of Trust, the Modernization Grant Amendment and the Annual Contributions Contract cover certain individual lower income housing projects located in: (5) City of Woodland, County of Yolo, State of California which will provide approximately (6) N/A dwelling units; and which lower income housing projects are known as Modernization Project No. (7) YCH Administration Building and individual projects as follows:
Project No. (8) _____ with approximately _____ dwelling units,
Project No. (8) _____ with approximately _____ dwelling units, and
Project No. (8) _____ with approximately _____ dwelling units; and

Whereas, the modernization of each Project will have been financed with grant assistance provided by HUD.

Now Therefore, to assure HUD of the performance by the PHA of the covenants contained in the Modernization Grant Amendment and the Annual Contributions Contract, the PHA does hereby acknowledge and declare that it is possessed of and holds in trust for the benefit of HUD, for the purposes herein stated, the following described real property situated in: (9)

City of Woodland, County of Yolo, State of California

To Wit: (Insert legal description for each individual project.)(10)

See Exhibit "A"

and all buildings and fixtures erected or to be erected thereon or appurtenant thereto.

The PHA hereby declares and acknowledges that during the existence of the trust hereby created, HUD has been granted and is possessed of an interest in the above described Project property, **To Wit:**

The right to require the PHA to remain seized of the title to said property and to refrain from transferring, conveying, assigning, leasing, mortgaging, pledging, or otherwise encumbering or permitting or suffering any transfer, conveyance, assignment, lease, mortgage, pledge or other encumbrance of said property or any part thereof, appurtenances thereto, or any rent, revenues, income, or receipts therefrom or in connection therewith, or any of the benefits or contributions granted to it by or pursuant to the Modernization Grant Amendment and the Annual Contributions Contract, or any interest in any of the same except that the PHA may (1) to the extent and in the manner provided in the Annual Contributions Contract, (a) lease dwellings and other spaces and facilities in any Project, or (b) convey or otherwise dispose of any real or personal property which is determined to be excess to the needs of any Project, or (c) convey or dedicate land for use as streets, alleys, or other public right-of-way, and grant easements for the establishment, operation, and maintenance of public utilities; or (d) enter into and perform contracts for the sale of dwelling units to members of tenant families, as authorized by the United States Housing Act of 1937, or (2) with the approval of HUD, release any Project from the trust hereby created; Provided, That nothing herein contained shall be construed as prohibiting the conveyance of title to or the delivery of possession of any Project to HUD pursuant to the Annual Contributions Contract.

The endorsement by a duly authorized officer of HUD (1) upon any conveyance or transfer made by the PHA of any real or personal property which is determined to be excess to the needs of any Project, or (2) upon any instrument of conveyance or dedication of property, or any interest therein, for use as streets, alleys, or other public right-of-way, or for the establishment, operation and maintenance of public utilities, or (3) upon any instrument transferring or conveying a dwelling unit, or an interest therein, to a member of a tenant family, or (4) upon any instrument of release made by the PHA of any Project shall be effective to release such property from the trust hereby created.

The individual projects covered by the Modernization Grant Amendment shall be subject to this Declaration of Trust for a period of twenty years beginning on the date of the Modernization Grant Amendment. Each individual project shall also be subject to this Declaration of Trust for a period of twenty years after the date of the most recent Modernization Grant Amendment applicable to that project. Upon expiration of the period during which the PHA is obligated to operate the individual projects in accordance with the Annual Contributions Contract, the trust hereby created shall terminate and no longer be effective.

In Witness Whereof, the PHA by its officers thereunto duly authorized has caused these presents to be signed in its name and its corporate seal to be hereunto affixed and attested this date (mm/dd/yyyy) 04/17/2008.

(Seal)

(1, see instructions)

By Mike McGowan Chairperson
Attest [Signature] Secretary
Date (mm/dd/yyyy) 04/17/2008

State of California
County of Yolo

On April 17, 2008 before me, Julie Dachtler, Notary Public
(here insert name and title of the officer)

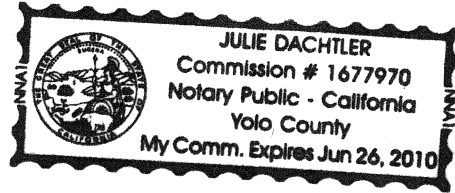
personally appeared Michael H. McGowan

who 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 capacity(ies), 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.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Julie Dachte (seal)



State of California
County of Yolo

On April 17, 2008 before me, Julie Dachtler, Notary Public
(here insert name and title of the officer)

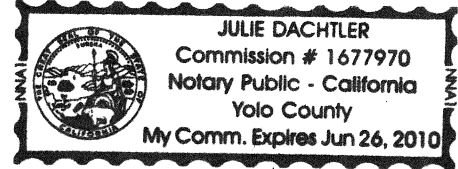
personally appeared Lisa Baker

who 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 capacity(ies), 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.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Julie Dachte (seal)



ORDER NO. : 3111001419-PY

EXHIBIT A

The land referred to is situated in the County of Yolo, City of Woodland, State of California, and is described as follows:

A portion of the northeast 1/4 of Section 31, Township 10 North, Range 2 East, M.D.B.&M., according to the Official Plat thereof, described as follows:

Beginning at a point on the north line of said northeast 1/4, distant thereon north 89° 27' 58" west 1759.50 feet from the northeast corner thereof, as shown on the Record of Survey filed May 2, 1967, in Book 9 of Maps and Surveys, Page 160, Yolo County Records; running thence south 0° 21' 22" west 424.00 feet; thence north 89° 27' 58" west 200.00 feet; thence north 0° 15' 00" east 424.00 feet to the north line of said northeast 1/4; thence along the last named line south 89° 27' 58" east 200.78 feet to the Point of Beginning.

APN: 065-280-13