

Hingtgen, Robert J

From: Hofreiter, Larry
Sent: Wednesday, August 01, 2012 10:28 AM
To: Vidales, Rene A.
Subject: FW: DLPU 305-Rough Acres Foundation Road
Attachments: DLPU 305-Rough Acres Foundation Road.pdf

Expires: Saturday, July 30, 2022 12:00 AM

Hi Rene,

Whenever you get to your Rugged Solar review, Pat Brown forwarded us permission to use the Rough Acres Ranch Road. Let me know if you have questions.

Thanks.

Larry Hofreiter
County of San Diego Department of Planning and Land Use
5201 Ruffin Road, Suite B, San Diego, CA 92123
Telephone: (858) 694-8846 /Fax: (858) 694-3373 Larry.Hofreiter@sdcounty.ca.gov

-----Original Message-----

From: Patrick BROWN [<mailto:Patrick.BROWN@soitec.com>]
Sent: Wednesday, August 01, 2012 9:40 AM
To: Hofreiter, Larry
Subject: DLPU 305-Rough Acres Foundation Road

Larry,

Here is the DPLU-305 and the permission letter to allow us to use the alternative road that we added to the plans.

pb



COUNTY OF SAN DIEGO
DEPARTMENT OF PLANNING AND LAND USE: Zoning
APPLICANT'S DISCLOSURE OF OWNERSHIP INTERESTS
ON APPLICATION FOR ZONING PERMITS/APPROVALS

Permit Number 3300-12-007

Assessor's Parcel Number 611-070-03-00

Ordinance No. 4544 (N.S.) requires that the following information must be disclosed at the time of filing of this discretionary permit. The application shall be signed by all owners of the property subject to the application or the authorized agent(s) of the owner(s), pursuant to Section 7017 of the Zoning Ordinance.

A. List the names of all persons having any *ownership interest* in the property involved.

Rough Acres Foundation, a Corporation

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B. If any person identified pursuant to (A) above is a corporation or partnership, list the names of all individuals owning more than 10% of the shares in the corporation or owning any partnership interest in the partnership.

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C. If any person identified pursuant to (A) above is a non-profit organization or a trust, list the names of any persons serving as director of the non-profit organization or as trustee or beneficiary or trustor of the trust.

John Gibson

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NOTE: Section 1127 of The Zoning Ordinance defines Person as: "Any individual, firm, copartnership, joint venture, association, social club, fraternal organization, corporation, estate, trust, receiver syndicate, this and any other county, city and county, city, municipality, district or other political subdivision, or any other group or combination acting as a unit."

NOTE: Attach additional pages if necessary.

Rugged Solar LLC



Clark Crawford

 Signature of Applicant

Clark Crawford, Attorney in Fact

07/31/2012

7/31/12

 Date



DPLU-305 (3/10)



Real Estate Development
Property Management
General Contracting

LIC # 373142

1000 PIONEER WAY, EL CAJON, CA 92020
PHONE: 619-440-7424 FAX: 619-440-8914

July 23, 2012

Mr. Mike Armstrong
Business Development Manager
Soitec Solar LLC
4250 Executive Square
Suite 770
La Jolla, CA 92037

RE: Letter Agreement Granting Access between Soitec and Rough Acres Foundation

Dear Mr. Armstrong:

As you are aware, entities associated with the Hamann Companies have previously entered into option contracts with Soitec, giving Soitec site control on parts of Rough Acres Ranch in Boulevard, California. The intent of the option contracts is for Soitec to process a Major Use Permit ("MUP") with the County of San Diego for the development of a 80-MW Concentrating Photovoltaic Solar Project. The project is known as the Rugged Solar Project.

During its design, Soitec has concluded that it requires an access to McCain Valley Road to the east of their project site on parcel 6110700300, which is controlled by the Rough Acres Foundation. John Gibson is on the Rough Acres Foundation board and can agree to the following with regard to granting Soitec the necessary access to its project site from McCain Valley Road:

1) Rough Acres Ranch Road

Currently an MUP is being processed with the County of San Diego for the Iberdrola Tule Wind Project. This project has designed a road commonly referred to as Rough Acres Ranch Road. Rough Acres Ranch Road will connect Ribbonwood Road to McCain Valley Road. Incidentally, it will also traverse the Soitec Rugged Solar site. In the event the Tule MUP is approved by the County of San Diego, Soitec will have the necessary access to McCain Valley Road via Rough Acres Ranch Road and no other granting of access will be necessary. Separately, Hamann Companies are also processing a permit with the County for Rough Acres Ranch Road as a volunteer road, that is, a road proposed by an applicant that is not to be a condition of approval for a larger project.

July 23, 2012

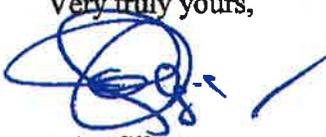
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2) Optional Entrance Alignment

In the event that the Tule Project is not approved, or that the Hamann Companies' processing of a volunteer road is not completed, and thus Rough Acres Ranch Road is not approved, Soitec will need an alternative access location. Rough Acres Foundation agrees that in this event; that they will allow for Soitec to access the Rugged Solar property at the location shown on the attached exhibit. This access will be from McCain Valley Road to the Rugged Solar site. Neither Rough Acres Foundation nor the Hamann Companies will be providing any type of improvements or proportional costs associated thereof and will not be responsible for any processing or permitting of the Optional Entrance Alignment within the County of San Diego. Soitec is also granted the permission to show this Optional Entrance Alignment in its submittals to the County of San Diego, along with this letter as proof of Hamann Companies' agreement to this option if needed.

For any additional information, please contact John Gibson at 619-440-7424.

Very truly yours,



John Gibson
Rough Acres Foundation