

EASEMENT

from

THE ATCHISON, TOPEKA AND SANTA FE RAILWAY COMPANY

to

CITY OF RIVERSIDE

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Covering certain real  
property situate in the City  
of Riverside, County of Riverside,  
State of California, to be used  
for Street purposes.

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Dated Sept 3, 1941.

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INDENTURE, MADE THIS 22d. day of September, 1941, between THE ATCHISON, TOPEKA AND SANTA FE RAILWAY COMPANY, a Kansas corporation, hereinafter called Railway Company, first party, and CITY OF RIVERSIDE, a California municipal corporation, hereinafter called City, second party, WITNESSETH:

IN CONSIDERATION OF THE SUM OF ONE DOLLAR (\$1.00), lawful money of the United States of America, to it paid, and of other good and valuable considerations, the receipt whereof is hereby acknowledged the Railway Company does by these presents give unto the City an easement and right of way for street purposes upon and across seven parcels of land 8.0 feet by 330.0 feet, in the City of Riverside, County of Riverside, State of California, being a portion of the station grounds of the Railway Company, successor in interest to the Riverside, Santa Ana and Los Angeles Railway Company, as conveyed by deed dated May 27, 1886, recorded in Deed Book 46, pages 537-539, records of San Bernardino County, said parcels of land being more fully described as follows:

All that portion of said station grounds lying between lines parallel with and normally distant 72.0 and 80.0 feet southeasterly from the east line of the Jurupa Rancho, and between the southwesterly line of Elaine (formerly Third) Street, and the northeasterly line of Tenth Street; the southeasterly line of the above described 8-foot strip being also the northwesterly line of Pachappa Avenue, as widened by deed dated January 29, 1926, recorded in Deed Book 716, page 136, records of Riverside County; excepting from above described 8-foot strip those portions lying and being in the following streets; Fourth, Fifth, Sixth, Seventh, Eighth and Ninth Streets, as conveyed to City of Riverside by said deed of January 29, 1914. Said seven parcels of land contain a total area of 0.424 of an acre, more or less.

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EXCEPTING AND RESERVING, however, the right, to be exercised by the Railway Company, its successors and assigns and by any others who have obtained or may obtain permission or authority from the Railway Company so to do, (a) to operate, maintain, renew and relocate the loading ramp located southwesterly of Ninth Street and the truck scales located between Blaine and Fourth Streets, and any and all existing track, pipe, power and communication line and appurtenances and other facilities of like character upon, over or under the surface of said parcels of land; and (b) from time to time to construct, operate, maintain, renew and relocate such additional facilities of the same character as will not unreasonably interfere with the use of said parcels of land by the City for street purposes.

THIS CONVEYANCE is made in connection with the widening of Pachappa Avenue and upon the express condition that the Railway Company shall be and it is hereby relieved and exempted from the obligation to pay any assessment or assessments for any improvement or the maintenance of Pachappa Avenue between Blaine Street on the north and 10th Street on the south in connection with such widening.

TO HAVE AND TO HOLD the above easement and right of way unto the City for street purposes so long as said premises shall be so used, upon the express condition that when said premises shall cease to be used for the purpose above stated, whatever right, title and interest is conveyed by the Railway Company to the City by this indenture shall immediately revert to and revest in the Railway Company, its successors and assigns, the same as though this indenture had not been executed.