

Easement for municipal and public utilities

1 THIS INDENTURE, made this 25th day of May, 1948,
2 between SOUTHERN PACIFIC COMPANY, a corporation of the
3 the State of Delaware, first party, and CITY OF RIVERSIDE, a mun-
4 icipal corporation of the State of California, second party;

5 WITNESSETH:

6 That said first parties, for and in consideration of the sum
7 of Ten (10) Dollars, lawful money of The United States of America,
8 to them paid by the said second party, receipt whereof is hereby
9 acknowledged, do by these presents grant unto the second party and
10 to its successors and assigns, an easement for all municipal util-
11 ities and public utilities, including but not limited to, water,
12 electricity, sewer, gas and telephone, over, across, along and under
13 that certain real property situate in the City of Riverside, County
14 of Riverside, State of California, and more particularly described
15 as follows, to-wit:

16 That portion of the Northeasterly one-half of Twelfth
17 Street as vacated by the Council of the City of Riverside
18 by Resolution #3946, a certified copy of which was recorded
19 October 24, 1945, which lies between the Southwesterly
20 prolongation of the Northwesterly line of the Southeast-
21 erly rectangular 7 feet of Lot 6 in Block 5 of Santa Fe
22 Tract, as shown by map on file in Book 6, page 14 of Maps,
23 San Bernardino County Records, and the Southwesterly pro-
24 longation of the Southeasterly line of said Lt 6.

25 Together with right of ingress and egress over said land for
26 the purpose of installing, maintaining and renewing the same.

27 As to the easement herein granted for gas purposes and tele-
28 phone purposes, the same is accepted by the City of Riverside for the
29 benefit of the Southern California Gas Company and for the benefit
30 of the Southern California Telephone Company, respectively.

31 This grant is subject and subordinate to the prior and con-
32 tinuing right and obligation of first parties, and their successors,
to use and maintain their entire railroad right of way and property
in performance of their public duty as common carriers, and is also
subject to the right and power of first parties, and their successors
in interest or ownership of the said railroad right of way and prop-
erty, to use the said land hereinabove described or any and all parts
thereof for all purposes which are consistent with the enjoyment of
the easement herein granted to second party.

33 This instrument is subject to all valid and existing contracts,
34 leases, liens or encumbrances or claims of title which may affect the
35 said property and the word GRANT, as used herein, shall not be
36 construed as a covenant against the existence of any thereof.

37 IN WITNESS WHEREOF, the said first parties have caused these
38 presents to be executed by their officers thereunto duly authorized
and their corporate seals to be hereunto affixed the day and year
first herein written.

SOUTHERN PACIFIC COMPANY,
By L. E. McDonald, Vice Pres. 2065
Attest: Roy W. Lillebrand, Asst. Sec'y

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