RECORDING REQUESTED BY

181191

AND WHEN RECORDED MAIL TO

City Clerk's Office
City of Riverside
City Hall, 3900 Main Street
Riverside, CA 92522

Name
Street Address
City & State

RECEIVED FOR RECORD
Min. Past 2 o'clock P.M.
At Request of City Clerk
Book 1981, Page 181191
SEP 25 1981
Recorded in Official Records of Riverside County, California
Recorder
FEES $

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Easement Deed

231.3(2B-7.9)
Columbia Ave.

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

THE ATCHISON, TOPEKA AND SANTA FE RAILWAY COMPANY, hereinafter called "Santa Fe",

a corporation organized under the laws of the state of Delaware,

hereby GRANTS to CITY OF RIVERSIDE, a California municipal corporation

, hereinafter called "Second Party",

an Easement for public street purposes upon, over and across the following described real property in the CITY OF RIVERSIDE,

County of Riverside , State of California:

SEE EXHIBIT "A" ATTACHED

EXCEPTING AND RESERVING the right, to be exercised by Santa Fe, and by any others who have obtained, or may obtain, permission or authority from Santa Fe so to do, (a) to operate, maintain, renew and/or relocate any and all existing railroad track or tracks, wires, pipes and other facilities of like character upon, over or under the surface of the hereinabove described premises; and (b) from time to time to construct, operate, maintain, renew and/or relocate upon said premises additional facilities of the character described in Clause (a) of this paragraph, consistent with the rights granted herein, without in any instance being required to obtain the consent of Second Party the same as if this easement had not been executed.

TO HAVE AND TO HOLD said easement unto Second Party solely for public street purposes so long as the premises hereinabove described shall be so used, subject, however, to all licenses, leases, easements, restrictions, reservations, conditions, covenants, encumbrances, rights and rights of way, liens and claims of title which may in any wise affect the said premises and subject, also, to the express condition subsequent that if said premises, or any portion thereof, shall cease to be used for the purposes above stated, then, and in that event, the easement hereby given shall, as to such portion, or portions, as the case may be, thereupon cease and determine and Santa Fe, its successors and assigns, shall resume possession thereof the same as though this instrument had not been executed.

This instrument is given without warranty of title of any kind, express or implied, and no covenant of warranty of title shall be implied from the use of any word or words herein contained.

In case of the eviction of Second Party by anyone owning, or claiming title to or any interest in the premises hereinabove described, Santa Fe shall not be liable to Second Party for any damage of any nature whatsoever.

In Witness Whereof, said corporation has caused its corporate name and seal to be affixed hereto and this instrument to be executed by its EXECUTIVE Vice President and ——— Assistant Secretary thereunto duly authorized.

Dated: July 31, 1981

THE ATCHISON, TOPEKA AND SANTA FE RAILWAY COMPANY

By W. J. Swartz
Executive Vice President

By C. D. Scheckel
Assistant Secretary

STATE OF ILLINOIS } SS.
COUNTY OF COOK

On AUG 13 1981 before me, the undersigned, a Notary Public in and for said State, personally appeared W. J. SWARTZ known to me to be the EXECUTIVE Vice President, and C.D. SCHECKEL known to me to be Assistant Secretary of the Corporation that executed the within Instrument, known to me to be the persons who executed the within Instrument on behalf of the Corporation therein named, and acknowledged to me that such Corporation executed the within Instrument pursuant to its by-laws or a resolution of its board of directors.

WITNESS my hand and official seal.

Signature E. M. Arreguin

E. M. ARREGUIN
Name (Typed or Printed)

APPROVED AS TO FORM
John Woellner
CITY ATTORNEY

My commission expires FEBRUARY 2, 1985

(This area for official notarial seal)

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EXHIBIT "A" TO EASEMENT DEED DATED July 31, 1981 FROM THE ATCHISON, TOPEKA AND SANTA FE RAILWAY COMPANY TO THE CITY OF RIVERSIDE.

TWO PARCELS OF LAND IN THE CITY OF RIVERSIDE, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA BEING THOSE PORTIONS OF THE ATCHISON, TOPEKA AND SANTA FE RAILWAY COMPANY'S 100-FOOT WIDE PROPERTY IN SECTION 18, TOWNSHIP 2 SOUTH, RANGE 4 WEST, SAN BERNARDINO MERIDIAN, DESCRIBED AS FOLLOWS:

PARCEL NO. 1

THAT PORTION OF THAT CERTAIN 100-FOOT WIDE STRIP OF LAND DESCRIBED IN DEED TO THE RIVERSIDE, SANTA ANA AND LOS ANGELES RAILWAY COMPANY (PREDECESSOR IN INTEREST TO FIRST SAID RAILWAY COMPANY) RECORDED MAY 12, 1886, IN BOOK 46 OF DEEDS, PAGE 368, RECORDS OF SAN BERNARDINO COUNTY, CALIFORNIA, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE SOUTHEASTERLY LINE OF SAID 100-FOOT WIDE STRIP OF LAND, SAID POINT BEING THE SOUTHEASTERLY CORNER OF THAT CERTAIN 0.28 ACRE PARCEL OF LAND DESCRIBED IN DEED TO THE COUNTY OF RIVERSIDE, RECORDED NOVEMBER 8, 1967 AS INSTRUMENT NUMBER 98471, RECORDS OF FIRST SAID COUNTY; THENCE NORTH 89°55'30" WEST ALONG THE SOUTHERLY LINE OF SAID 0.28 ACRE PARCEL OF LAND, 121.93 FEET TO A POINT IN THE NORTHWESTERLY LINE OF SAID 100-FOOT WIDE STRIP OF LAND; THENCE SOUTH 34°58'30" WEST ALONG SAID NORTHWESTERLY LINE, 6.10 FEET TO A POINT IN A LINE PARALLEL WITH AND DISTANT SOUTHERLY 5.00 FEET MEASURED AT RIGHT ANGLES FROM SAID SOUTHERLY LINE AND ITS WESTERLY PROLONGATION; THENCE SOUTH 89°55'30" EAST ALONG SAID PARALLEL LINE, 121.93 FEET TO A POINT IN SAID SOUTHEASTERLY LINE; THENCE NORTH 34°58'30" WEST ALONG SAID SOUTHEASTERLY LINE, 6.10 FEET TO POINT OF BEGINNING.

SAID PARCEL CONTAINS AN AREA OF 0.014 OF AN ACRE, MORE OR LESS.

CONSENT TO RECORDATION

181191

THIS IS TO CERTIFY that the interest in real property conveyed by the Deed or Grant dated July 31, 1981 from Atchison, Topeka and Santa Fe Railway Company for Parcel 1 - Portion of 100 ft wide strip described in deed to the Riv. Santa Ana & LA Ry Co Rec. May 12, 1886 Bk 46 of Deeds Pg 368 Records of SB Co & Rec to the City of Riverside, a Municipal Corporation, is hereby accepted for and on behalf of said City pursuant to Resolution of the City Council thereof recorded on 12-29-66 by Inst. No. 123460, Riverside County Records, and the Grantee hereby consents to recordation of this instrument through the undersigned.

Dated 9/25/81

Property Services Manager

Form No. 122-9R1

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PARCEL NO. 2

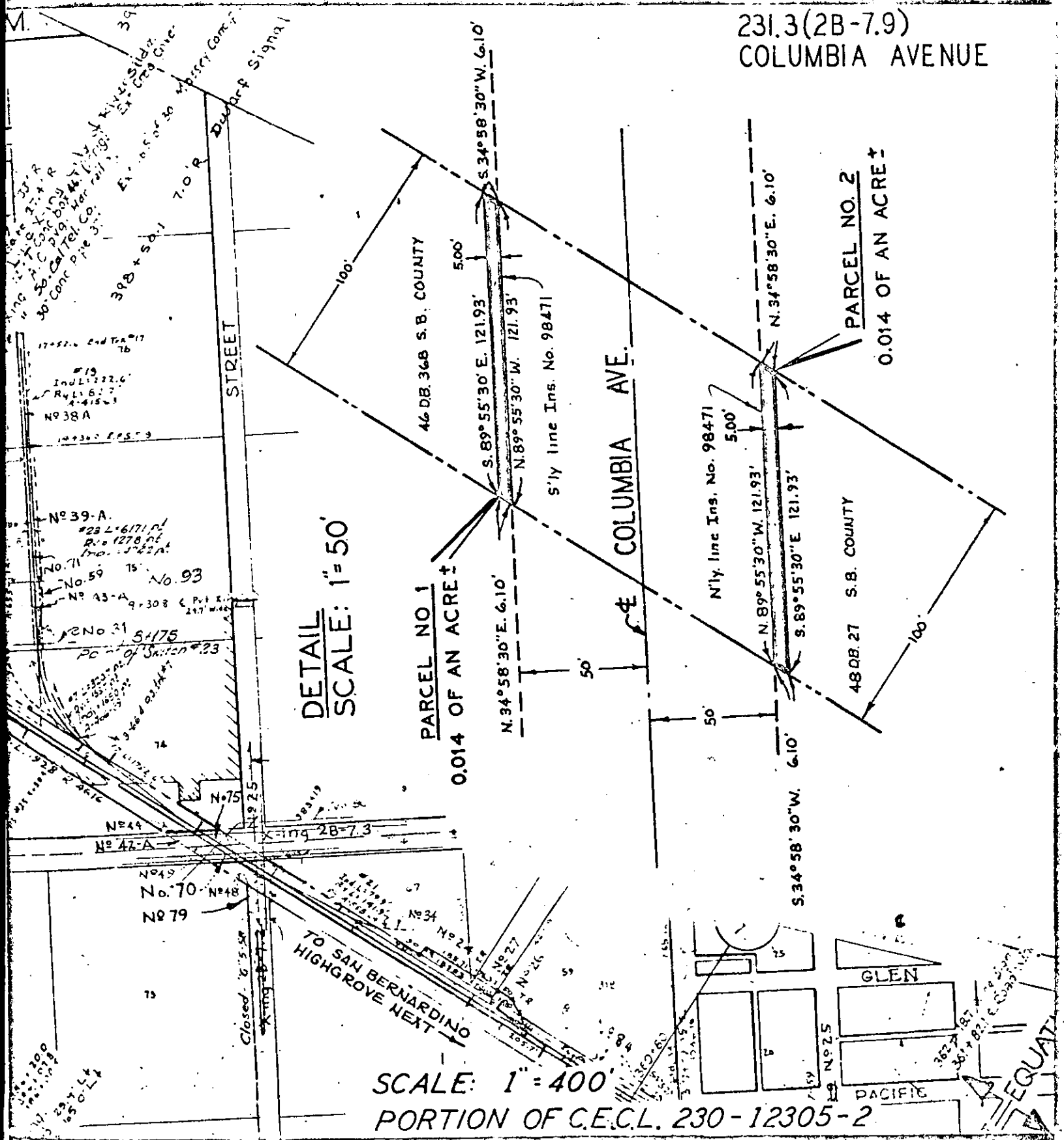
THAT PORTION OF THAT CERTAIN 100-FOOT WIDE STRIP OF LAND DESCRIBED IN DEED TO THE RIVERSIDE, SANTA ANA AND LOS ANGELES RAILWAY COMPANY (PREDECESSOR IN INTEREST TO FIRST SAID RAILWAY COMPANY) RECORDED JUNE 14, 1886, IN BOOK 48 OF DEEDS, PAGE 27, RECORDS OF SAN BERNARDINO COUNTY, CALIFORNIA, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE SOUTHEASTERLY LINE OF SAID 100-FOOT WIDE STRIP OF LAND, SAID POINT BEING THE NORTHEASTERLY CORNER OF THAT CERTAIN 0.28 ACRE PARCEL OF LAND DESCRIBED IN DEED TO THE COUNTY OF RIVERSIDE, RECORDED NOVEMBER 8, 1967 AS INSTRUMENT NUMBER 98471, RECORDS OF FIRST SAID COUNTY; THENCE NORTH 89°55'30" WEST ALONG THE NORTHERLY LINE OF SAID 0.28 ACRE PARCEL OF LAND, 121.93 FEET TO A POINT IN THE NORTHWESTERLY LINE OF SAID 100-FOOT WIDE STRIP OF LAND; THENCE NORTH 34°58'30" EAST ALONG SAID NORTHWESTERLY LINE, 6.10 FEET TO A POINT IN A LINE PARALLEL WITH AND DISTANT NORTHERLY 5.00 FEET MEASURED AT RIGHT ANGLES FROM SAID NORTHERLY LINE; THENCE SOUTH 89°55'30" EAST ALONG SAID PARALLEL LINE, 121.93 FEET TO A POINT IN SAID SOUTHEASTERLY LINE; THENCE SOUTH 34°58'30" WEST ALONG SAID SOUTHEASTERLY LINE, 6.10 FEET TO POINT OF BEGINNING.

SAID PARCEL CONTAINS AN AREA OF 0.014 OF AN ACRE, MORE OR LESS.

DESCRIPTION APPROVAL
George Hutchinson 1/22/81 BY
Surveyor

10183



Not Recorded for Reference only

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