

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

RECORDED

2/17/87

INSTRUMENT NO.

43675

OFFICIAL RECORDS, RIV. CO.

FREE RECORDING

This instrument is for the benefit of the City of Riverside and is entitled to be recorded without fee. (Government Code 6103)

FOR RECORDER'S OFFICE USE ONLY

ENCROACHMENT PERMIT

Pursuant to Resolution No. 11065 of the City of Riverside, permission is hereby granted to STEPHEN M. GREENAWALT
3190 Mulberry Street
Riverside, CA

his heirs and assigns, hereinafter referred to as "Permittee" to use and occupy the following described property:

A. DESCRIPTION OF ENCROACHMENT AREA

PARCEL "A"

That portion of Parcel 2 of Director's Deed recorded June 28, 1960, as Instrument No. 57118, Official Records of Riverside County, California, lying between the northeasterly and southwesterly lines prolonged of the below described Parcel B.

B. DESCRIPTION OF PERMITTEE'S ADJACENT AND APPURTENANT PARCEL

PARCEL "B"

That portion of Block 1, Range 2 of Town of Riverside, as shown by Map on file in Book 7, Page 17 of Maps, Records of San Bernardino County, California, described as follows:

BEGINNING at the most westerly corner of said Block 1 of Range 2, being the intersection of the Northeast line of Second Street, 66.00 feet wide, with the Southeast line of Mulberry Street 66.00 feet wide;

THENCE Northeast 60.00 feet on said Southeast line of Mulberry Street;

THENCE Northeast 122.43 feet parallel with said Northeast line of Second Street to the Southeast line of the land conveyed to Charles N. Adams, et ux by Deed recorded August 17, 1955 as Instrument No. 53704 of Official Records of Riverside County, California;

THENCE South 29° 44' 00" West, 3.89 feet on last said Southeast line to an angle point therein;

THENCE South 33° 12' 01" West, 49.71 feet on said Southeast line to the Northwest line of the land conveyed to the State of California, by Deed recorded February 17, 1954, as Instrument No. 7865 of Official Records of Riverside County, California;

THENCE Southwesterly on said Northwest line to said Northeast line of Second Street;

THENCE Northwest on said Northeast line of Second Street to the point of beginning;

EXCEPT that portion conveyed to the State of California by Deed recorded August 30, 1955 as Instrument No. 56443 of Official Records of Riverside County, California.

in accordance with the terms hereof.

1. Permittee shall use and occupy the described property only in the manner and for the purposes as follows: The purpose of the permit shall be to allow the applicant to utilize the surface of the above described Parcel "A" for lawn and minor decorative plantings that will not interfere with access by City Maintenance vehicles.

1a. As a condition of issuance of this permit, the applicant shall place, at his expense, a 4' high chain link gate or suitable alternate approved by the Public Works Department. Said gate shall be locked with a lock obtained from the City Sewerage Division who will maintain the only key.

1b. In exchange for the use of said Parcel "A", the applicant grants a right of entry to allow City Maintenance vehicles ingress and egress from the cul-de-sac to said parcel across the triangular parcel shown cross-hatched hereon attached Exhibit "A". Said triangular parcel being further described as follows:

BEGINNING at the point of intersection of the northwesterly line of said Parcel 2 of Director's Deed recorded June 28, 1960, with the southwesterly line of above described Parcel "B";

THENCE North 60° 14' 19" West along the southwesterly line of said Parcel "B", a distance of 18.93 feet;

THENCE North 73° 00' 41" East, a distance of 29.52 feet to a point in the southeasterly line of said Parcel "B";

THENCE Southwesterly along said southeasterly line to the point of beginning.

DESCRIPTION APPROVED
George P. Hutchins, Jr., 11, 84 by D.C.

2. Permittee, by acceptance of the benefits hereunder, acknowledges title to the property to be in the City of Riverside and waives any right to contest the validity of the dedication or grant.

3. Permittee acknowledges that the described property is the site of a proposed or planned public improvement and that, accordingly, all rights and privileges of use permitted shall cease and expire upon notice of revocation by the City. Upon the expiration or revocation, Permittee shall, within the time prescribed by the City, remove all improvements or obstructions placed, constructed or maintained by the Permittee. If the Permittee fails to abide by the removal order of the City within the time prescribed, the City shall have the right to remove and destroy the improvements without reimbursement to the Permittee and the cost of such removal shall be paid by the Permittee to the City of Riverside and shall constitute a debt owed to the City of Riverside.

4. Permittee, by acceptance hereof, waives the right of claim, loss, damage or action against the City of Riverside arising out of or resulting from revocation, termination, removal of the improvements or any action of the City of Riverside, its officers, agents or employees taken in accordance with the terms hereof.

5. Finding and determination by the City Council of the City of Riverside that the Permittee, or his heirs and assigns or successors in interest, are in default of the terms hereunder shall be cause for revocation.

6. Permittee herewith agrees to hold the City of Riverside harmless from and against all claims, demands, costs, losses, damages, injuries, action for damages and/or injuries, and liability growing or arising out of or in connection with the construction, encroachment, and/or maintenance to be done by Permittee or his agents, employees or contractors within the described property.

DATED: Feb 4, 1987

CITY OF RIVERSIDE, a municipal corporation

By [Signature] Mayor

Attest [Signature] City Clerk

The foregoing is accepted by:

[Signature]
(Signature(s) of Permittee)

APPROVED AS TO CONTENT

William D. Gardner
Department Head

APPROVED AS TO FORM

[Signature]
Legal Department

CITY MANAGER APPROVAL

[Signature]
City Manager

MULBERRY STREET

N 29° 43' 13" E

33'

N 29° 43' 13" E

33'

33'

SECOND STREET

N 60° 14' 19" W 117.1'

N 60° 14' 19" W 119' S/W

3190

PARCEL "B"

N 60° 14' 19" W

RIGHT OF ENTRY
PARCEL

PARCEL "A"
PERMIT
AREA

NE'LY LINE OF DIRECTOR'S
DEED - PAR. 2

R=28'

DEPRESSION

N 73° 00' 00" E
10.68'
10.00'
10.00'
10.00'

N 33° 12' 01" E

91 FREEWAY

EXHIBIT "A"
E 1029