

ENCROACHMENT PERMIT

Pursuant to Resolution No. 11065 of the City of Riverside, permission is hereby granted to MEDICI INVESTMENT III LTD., a California limited partnership,

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

That portion of Canyon Crest, a public right of way adjacent to the westerly line of that certain parcel of land conveyed to Medici Investment III, L.T.D. by Deed recorded April 27, 1984, as Instrument No. 88582 being more particularly described by Exhibit "C" attached hereto and made a part hereof by this reference,

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: To construct and maintain a private storm drain and sewer line encroaching into said public right of way a maximum of 66 feet as shown by Exhibits "A" and "B" attached and made a part hereof by this reference.

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: July 6, 1984

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

[Signature]
Department Head

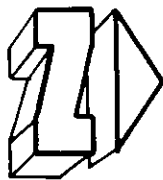
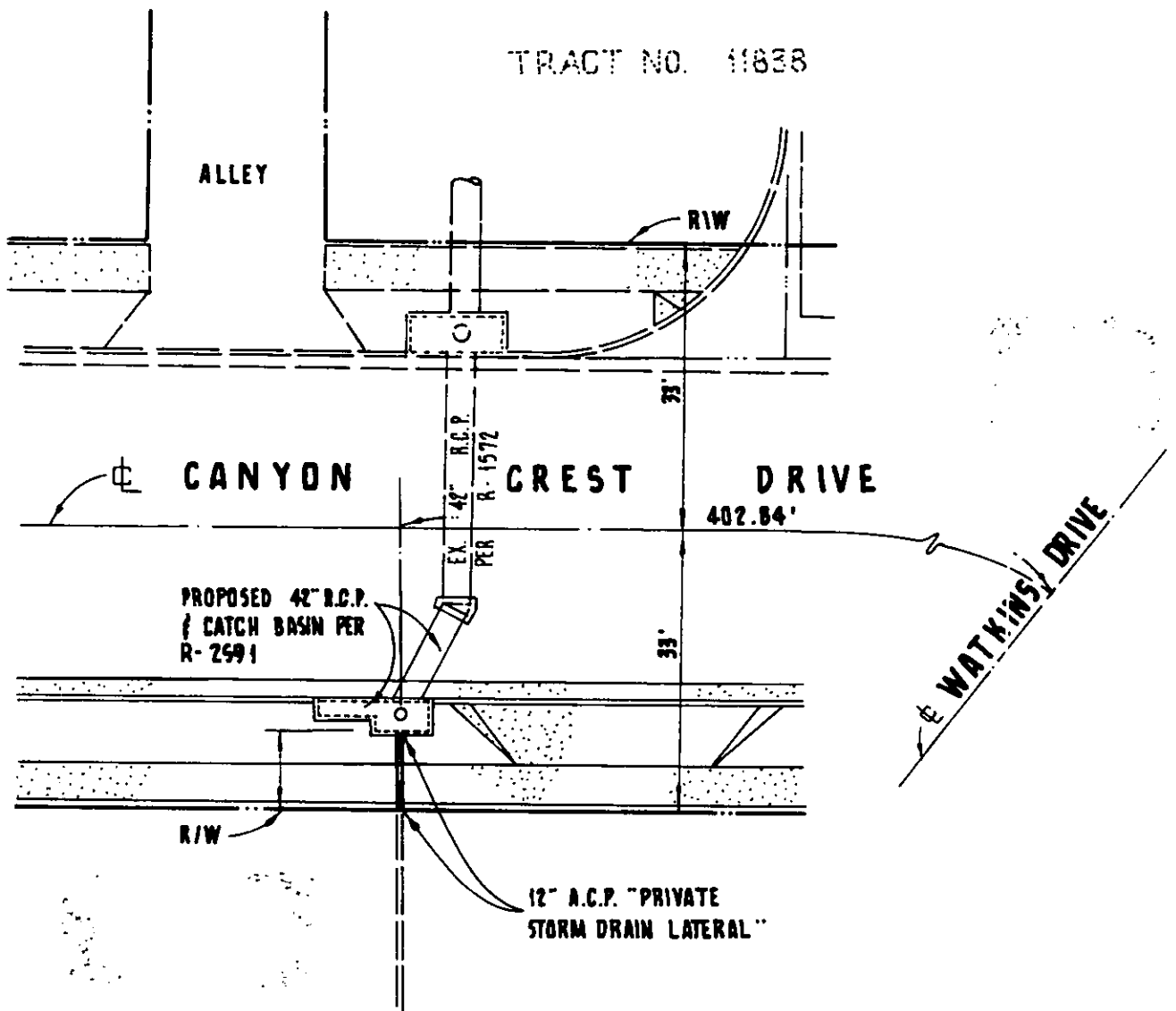
APPROVED AS TO FORM

[Signature]
City Attorney

CITY MANAGER APPROVAL

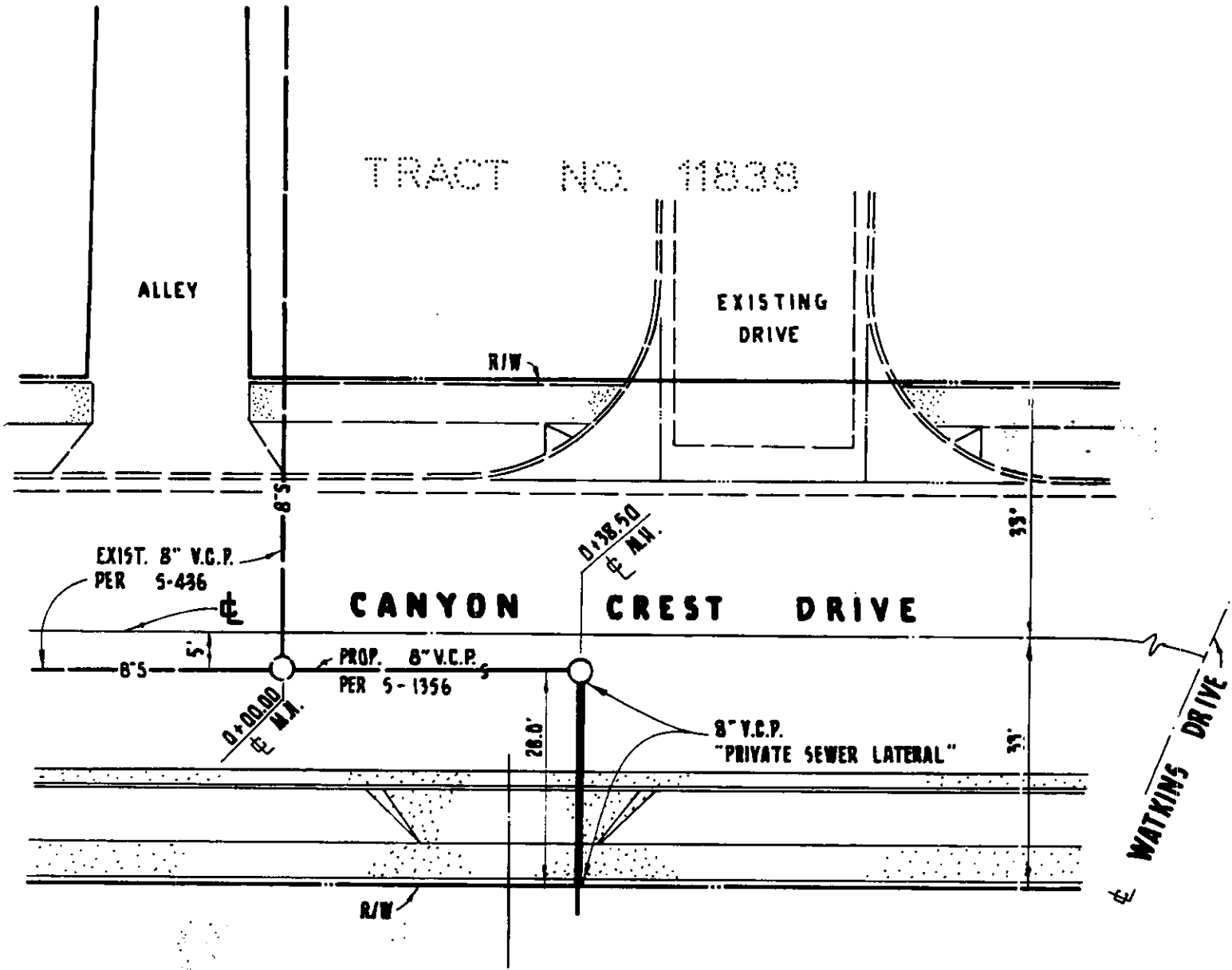
[Signature]
City Manager

EXHIBIT "A"



SCALE: 1" = 20'

EXHIBIT "B"



SCALE: 1"=20'

EXHIBIT "C"

The land referred to in this report is situated in the County of Riverside, State of California, and is described as follows:

That portion of the Southwest quarter of the Northwest quarter of the Northwest quarter of Section 20, Township 2 South, Range 4 West, San Bernardino Meridian, and that portion of the North half of the Southwest quarter of the Northwest quarter of Section 20, Township 2 South, Range 4 West, San Bernardino Meridian, in the City of Riverside, County of Riverside, State of California, according to the official plat thereof, lying southwesterly of the southwesterly line of the right of way of the Atchison, Topeka and Santa Fe Railroad;

EXCEPT the Westerly 547.00 feet of the Southerly 386.00 feet of the Northwest quarter of the Southwest quarter of the Northwest quarter of said Section 20;

ALSO EXCEPT that portion of the North half of the Northwest Quarter of said Section 20, described as follows:

BEGINNING at the intersection of a line parallel with and distant easterly 33.00 feet, measured at right angles, from the west line of said Section 20, with a curved line concave to the northeast, having a radius of 5,846.65 feet, said curved line being concentric with the southwesterly right of way line of the Atchison, Topeka and Santa Fe Railway Company and distant Southwesterly 67.00 feet, measured radially, from said Southwesterly right of way line, said Southwesterly line has a radius of 5,779.65 feet;

THENCE South $00^{\circ} 11' 00''$ East on said parallel line, 189.83 feet to the beginning of a non-tangent curve, concave to the southeast, having a radius of 167.00 feet, from which the center of said curve bears North $89^{\circ} 49' 00''$ East;

THENCE Northerly on said curve, to the right through a central angle of $34^{\circ} 57' 16''$, an arc distance of 101.88 feet to a point therein, from which the center of said curve bears South $55^{\circ} 16' 08''$ East;

THENCE South $89^{\circ} 50' 48''$ East, 32.93 feet to a point in said curved line mentioned hereinabove having a radius of 5,846.65 feet, from which the center of said curve bears North $55^{\circ} 56' 13''$ East;

THENCE Northwesterly on said curved line, to the right, through a central angle of $01^{\circ} 06' 41''$, an arc distance of 113.41 feet to the point of beginning, from which the center of said curve bears North $56^{\circ} 33' 47''$ East;

ALSO EXCEPT that portion of the North half of the Northwest quarter of said Section 20, described as follows:

BEGINNING at the intersection of a line parallel with and distant Easterly 33.00 feet, measured at right angles, from the West line of said Section 20, with a curved line concave to the Northeast, having a radius of 5,846.65 feet, said curved line being concentric with the Southwesterly right of way line of the Atchison, Topeka and Santa Fe Railway Company and distant Southwesterly 67.00 feet measured radially from said southwesterly right of way line, said southwesterly line has a radius of 5,779.65 feet, the radial line at said point bears South $56^{\circ} 33' 47''$ West;

THENCE Southeasterly on said curved line having a radius of 5,846.65 feet to the left, through a central angle of $01^{\circ} 06' 41''$, an arc distance of 113.41 feet to a point therein, the radial line at said point bears South $55^{\circ} 56' 13''$ West;

THENCE North $55^{\circ} 27' 06''$ East, 67.00 feet to a point in said southwesterly right of way line of the Atchison, Topeka and Santa Fe Railway Company, being concave to the northeast and having a radius of 5,779.65 feet, the radial line at said point bears South $55^{\circ} 27' 06''$ West;

THENCE Northwesterly on said southwesterly right of way line and along said curve, to the right, through a central angle of $02^{\circ} 08' 18''$, an arc distance of 215.70 feet to an intersection with said line, parallel with and distant easterly 33.00 feet, measured at right angles from the west line of said Section 20, the radial line at said point bears South $57^{\circ} 35' 24''$ West;

THENCE South $00^{\circ} 11' 00''$ East, 123.88 feet on said parallel line to the point of beginning;

ALSO EXCEPT that portion of the West 33.00 feet of said Section 20, lying north of the following described line:

BEGINNING at the intersection of a line parallel with and distant easterly 33.00 feet, measured at right angles, from the west line of said Section 20 with a curved line concave to the northeast, having a radius of 5,846.65 feet, said curved line being concentric with the southwesterly right of way line of the Atchison, Topeka and Santa Fe Railway Company, and distant southwesterly 67.00 feet measured radially, from said southwesterly right of way line, said southwesterly line has a radius of 5,779.65 feet;

THENCE South $00^{\circ} 11' 00''$ East on said parallel line, 26.74 feet to the true point of beginning;

THENCE South $40^{\circ} 40' 45''$ West, 14.08 feet to the beginning of a tangent curve, concave to the southeast, having a radius of 233.00 feet;

THENCE Southwesterly on said curve, to the left, through a central angle of $40^{\circ} 51' 45''$, an arc distance of 166.17 feet to the end thereof, said point being in a line parallel with the distant westerly 33.00 feet, measured at right angles, from the westerly line of said Section 20;

ALSO EXCEPT that portion described in the deed to the City of Riverside, recorded June 27, 1975 as Instrument No. 76601, and described as follows:

BEGINNING at the northeast corner of Parcel 1 of Parcel Map, as per map recorded in Book 4, Page 31 of Parcel Maps, in the Office of the County Recorder of Riverside County;

THENCE North $46^{\circ} 58' 00''$ East, 33.50 feet to a line which is parallel with and distant 33.50 feet southwesterly, as measured at right angle, from the southwest right of way line of the Atchison, Topeka and Santa Fe Railway Company;

THENCE South $43^{\circ} 02' 00''$ East, along said parallel line 31.26 feet to the north line of that certain parcel of land conveyed to the City of Riverside, a municipal corporation, by deed recorded February 1, 1963 as Instrument No. 11631 of Official Records of said Riverside County;

THENCE South $89^{\circ} 57' 00''$ West (recorded South $89^{\circ} 58' 50''$ West) 45.82 feet to the point of beginning.