

ENCROACHMENT PERMIT

Pursuant to Resolution No. 11065 of the City of Riverside, permission is hereby granted to Joe W. and Bernice H. Moody

757 University Drive
Riverside, CA 92507

their heirs and assigns, hereinafter referred to as "Permittee" to use and occupy the following described property. All that portion of Box Springs Boulevard, a relinquished State Highway frontage road, north-westerly of the intersection of University Drive as shown by Exhibit "A", attached hereto and made a part of this document,

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: construction and maintenance of a 6 foot high chain link fence encroaching a variable distance into the right of way as shown on the attached Exhibit "A".

1a. A "Minor Variance-Planning" shall be obtained for the over-height fence prior to its being installed.

1b. A drive-thru gate, at least 10 feet wide shall be provided for access to the utility pole which will be enclosed by the fence.

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: April 30, 1985

CITY OF RIVERSIDE, a municipal corporation

By [Signature] Mayor

Attest [Signature] City Clerk

The foregoing is accepted by:

[Signature] 4/15/85
(Signature(s) of Permittee)
[Signature] 4/15/85
by Joe Moody City in fact

[Signature] 4/18/85
[Signature] 4/18/85

APPROVED AS TO CONTENT

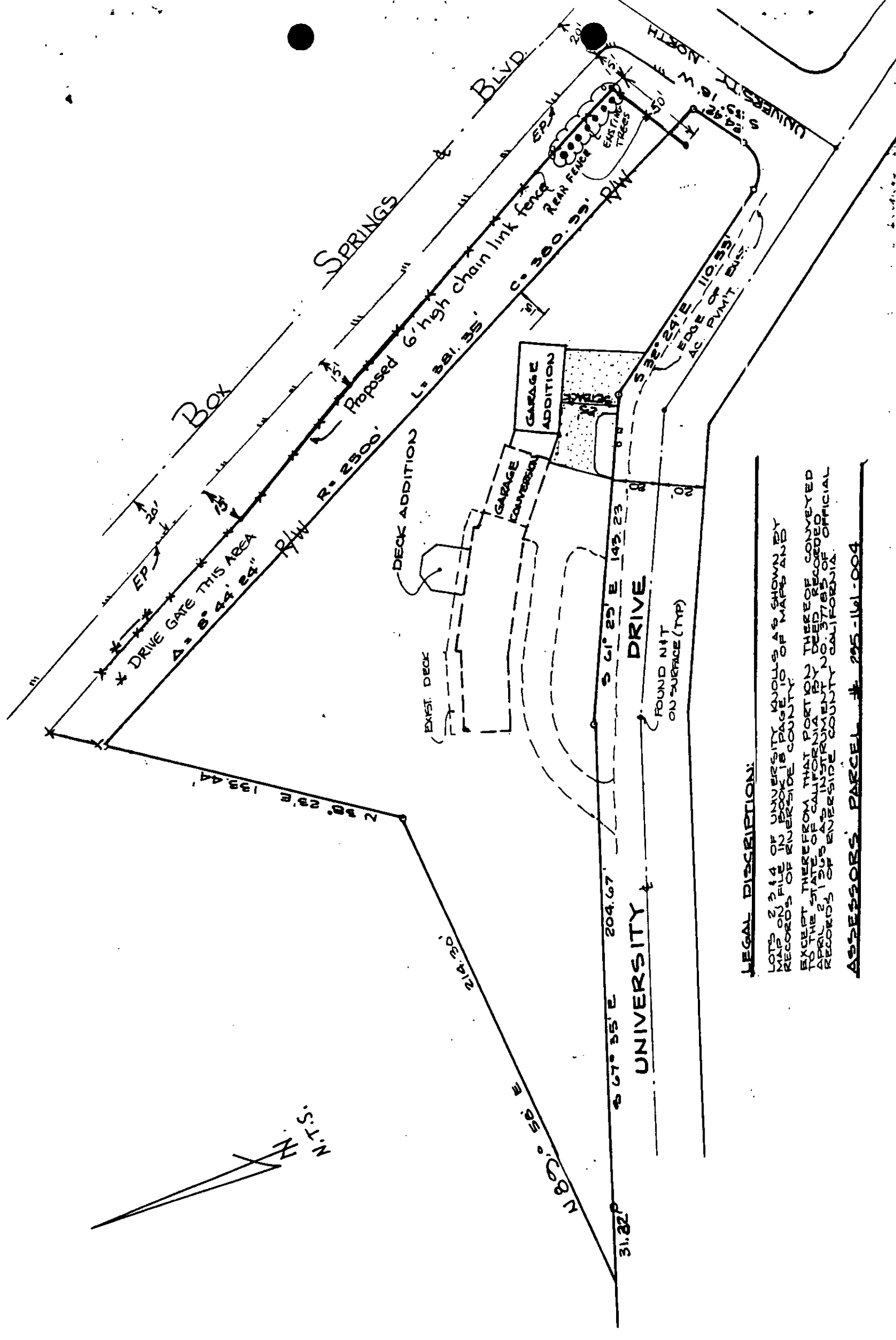
[Signature]
Department Head

APPROVED AS TO FORM

[Signature]
City Attorney

CITY MANAGER APPROVAL

[Signature]
City Manager



LEGAL DESCRIPTION:
 LOTS 2, 3, 4 OF UNIVERSITY KNOLLS AS SHOWN BY
 MAP OF FILE NO. 1000 IS PAGE 10 OF MAPS AND
 RECORDS OF RIVERSIDE COUNTY
 EXCEPT THEREFROM THAT PORTION THEREOF CONVEYED
 TO THE STATE OF CALIFORNIA DEED RECORDED
 APRIL 2, 1955 AS INSTRUMENT NO. 3785 OF OFFICIAL
 RECORDS OF RIVERSIDE COUNTY CALIFORNIA.
ASSESSORS' PARCEL # 295-161-004

EXHIBIT "A"