

When Recorded Map No:

City of Riverside  
Attention: City Engineer  
3900 Main Street  
Riverside, California 92522

Project: Tract No. 19063

4391

292437

RECEIVED FOR RECORD  
AS Min. Page 2

DEC 27 1985

Recorded in Official Records  
of Riverside County, California

Willy E. Stoney  
RECORDER

COVENANT AND AGREEMENT  
FOR  
DRAINAGE RELEASE

THIS COVENANT AND AGREEMENT is made and entered into this Tenth day of December, 1985, by RICHARD G. BARTON, an unmarried man, LARRY J. BONZOMET and PAMELA J. BONZOMET, husband and wife as joint tenants, the fee owners of the real property located in the City of Riverside, County of Riverside, State of California, described as follows:

Lot 7 of Tract Map No. 19063, as shown by map on file in Book 155 at pages 1 through 3, inclusive, Records of Riverside County, State of California.

IN CONSIDERATION of certain approvals by the City of Riverside, California, relating to the development of the above-described property, the undersigned hereby agree to accept on the said property the storm flow and nuisance drainage waters, hereafter referred to as "drainage waters", being discharged from the publicly-dedicated street known as Decade Court, and from the public storm drain constructed on the above-described property.

The undersigned acknowledges that construction of drainage facilities including a retention basin/energy

THIS DOCUMENT IS BEING RE-RECORDED TO INCLUDE THE RECORDING INFORMATION OF THE TRACT MAP IN THE LEGAL DESCRIPTION.

C/A-135

DESCRIPTION APPROVAL  
12  
19/85  
P. H. T. L. ...  
Riverside

due to any real property that may be described herein  
of its effect upon the  
has not examined  
with a view to

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dissipator will be required on the above-described property in accordance with the grading and street improvement plans for said property submitted by the undersigned and approved by the City of Riverside. The undersigned agrees to construct, maintain and repair said drainage facilities including a retention basin/energy dissipator at the undersigned's own cost and expense. The undersigned agree to maintain said facilities in such a manner as to not block or impede in any manner the flow of said drainage waters from said Decade Court or the public storm drain located on the above-described property.

The undersigned hereby agrees to release the City of Riverside, its officers and employees from any and all claims, demands, suits or other actions that the undersigned may now or in the future have arising out of or incurred as a result of water discharged from said Decade Court, the storm drain, or the retention basin/energy dissipator flooding, flowing over or remaining on the above-described property.

The undersigned hereby agrees to defend, indemnify and hold harmless the City of Riverside, its officers and employees from any and all liabilities, expenses, claims or causes of action arising out of or alleged to be caused by or resulting from the construction, maintenance and use of the storm drain and retention basin/energy dissipator; from water discharged from said Decade Court or storm drain, or retention basin/energy dissipator onto and across the above-described property or any other properties; or from the approval of any street, drainage, grading or other improvement plans by the City of Riverside relating to the development of the above-described property.

Should the City of Riverside bring suit in court to enforce the terms of this Covenant and Agreement, the undersigned, their heirs, successors and assigns agree to pay to the City of Riverside said City's court costs including reasonable attorneys' fees.

This Covenant and Agreement shall run with the land and shall be binding upon the undersigned, their heirs, successors and assigns, and shall continue in effect until such time as released by the City Council of the City of Riverside, California.

*Richard G. Barton*  
RICHARD G. BARTON

*Larry J. Bonzoumet*  
LARRY J. BONZOUMET

*Pamela J. Bonzoumet*  
PAMELA J. BONZOUMET

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GENERAL ACKNOWLEDGMENT

State of California }  
County of Riverside } SS.

On this the 10th day of December 1

Alice A. Flodine

the undersigned Notary Public, personally appeared

Richard G. Barton, Larry J. Bonzoumet,

personally known to me  
 proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) are                      sut within instrument, and acknowledged that they WITNESS my hand and official seal.

*Alice A. Flodine*  
Notary's Signature



NATIONAL NOTARY ASSOCIATION • 23012 Ventura Blvd. • P.O. Box 4625

BP/0056Z/jm

APPROVED AS TO FORM  
*[Signature]*  
ASST. CITY ATTORNEY

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