

RECORDING REQUESTED BY:

WHEN RECORDED MAIL TO:

CITY CLERK  
City of Riverside  
City Hall, 3900 Main Street  
Riverside, California 92522

Project: Building Permit for  
5781 Benecia Drive  
Riverside, California

RECEIVED FOR RECORD  
Mr. Post  
L. C. C. M.

JUL 15 1991

Recorded in Official Records  
of Riverside County, California

Recorder  
Fees \$

COVENANT AND AGREEMENT AND  
DECLARATION OF RESTRICTIONS

THIS COVENANT AND AGREEMENT AND DECLARATION OF RESTRICTIONS is made and entered into this 13 day of July, 1991, by ARMANDO GONZALEZ and ISABEL GONZALEZ, husband and wife, with reference to the following facts:

A. The undersigned are the fee owners of the following described real property ("the Property") situated in the City of Riverside, County of Riverside, State of California:

Lot 57 of Hillside Manor Subdivision as shown by map on file in Book 27 of Maps, at pages 34 and 35 thereof, records of Riverside County, California.

B. The Property, known as 5781 Benecia Drive, Riverside, California, is developed with a single-family house and detached garage.

C. The undersigned desire to construct an addition to the garage to provide accessory living quarters.

D. "Accessory living quarters" is defined by Section 19.04.020 of the Riverside Municipal Code to mean living quarters within an accessory building located on the same premises with the main building, such quarters having no kitchen facilities and not rented or otherwise used as a separate dwelling.

E. As a condition for the issuance of a building permit for the Property, the City of Riverside is requiring the undersigned to execute and record a Covenant and Agreement which places certain restrictions on the accessory building to ensure the single-family residential use of the property.

F. The undersigned desire to restrict the use of the Property to single-family residential and to comply with the condition imposed by the City of Riverside.

DESCRIPTION APPROVAL: 7/9/91  
George P. Hunter  
SURVEYOR, CITY OF RIVERSIDE

238992

NOW, THEREFORE, for the purposes of complying with a condition of approval for issuance of a building permit by the City of Riverside and restricting the use of the Property to single-family residential, the undersigned hereby covenant and agree with the City of Riverside that the following restrictions shall apply to the Property:

The single-family house and the accessory building containing the accessory living quarters shall be used as one dwelling unit. Neither building shall be used as a separate dwelling unit or separate living quarters from the other. Neither building shall be sold, rented or leased separately from the other building. Kitchen facilities shall not be permitted, maintained or installed in the accessory living quarters. No commercial or business activity shall be conducted on the Property. The required on-site covered parking shall be maintained at all times.

The terms of this Covenant and Agreement and Declaration of Restrictions may be enforced by the City of Riverside, its successors and assigns. Should the City of Riverside bring an action to enforce any of the terms of this Covenant and Agreement and Declaration of Restrictions, the prevailing party shall be entitled to court costs, including reasonable attorneys' fees.

This Covenant and Agreement and Declaration of Restrictions shall run with the land and each and all of its terms shall be binding upon the undersigned, and 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.

IN WITNESS WHEREOF the undersigned have caused this Covenant and Agreement and Declaration of Restrictions to be executed the day and year first written above.

Armando Gonzalez  
ARMANDO GONZALEZ

Isabel Gonzalez  
ISABEL GONZALEZ

APPROVED AS TO CONTENT:

David Rivera, Senior Planner  
Planning Department

APPROVED AS TO FORM:

Barbara Davis  
Assistant City Attorney

STATE OF CALIFORNIA)  
 ) ss.  
 COUNTY OF RIVERSIDE)

On this 13<sup>TH</sup> day of JULY, 1991, before me,  
 Public, personally appeared ARMANDO GONZALEZ &  
ISABEL GONZALEZ.

- personally known to me  
 proved to me on the basis of satisfactory  
 evidence

to be the person(s) whose name(s) ARE subscribed to the  
 within instrument, and acknowledged that THEY executed it.

WITNESS my hand and official seal.

Joe A. Gonzales  
 Notary's Signature

