

436715

WHEN RECORDED MAIL TO:

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

FREE RECORDING

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

Project: 10345 Stover Avenue
Building Permit

RECEIVED FOR RECORD
Min. Past 2 o'clock P.M.

NOV 30 1990

Recorded in Official Records
of Riverside County, California

Recorder
Fees \$

12827

AVIGATION EASEMENT

WHEREAS RON D. MEIER, a single man, and WILLARD H. MEIER and BLANCHE MEIER, husband and wife, all as joint tenants, hereinafter called the "Grantors", are the owners in fee of that certain real property situated in the City of Riverside, County of Riverside, State of California, described as follows:

That portion of Lot 9 in Block 27 of La Granada, as shown by map on file in Book 12, Pages 42 to 51, inclusive, of Maps, records of Riverside County, California, described as follows:

BEGINNING at a point on the southeasterly line of said Lot, 100 feet southwesterly from the most easterly corner thereof;

THENCE northwesterly, and parallel with the northeasterly line of said Lot, 120 feet;

THENCE southwesterly, and parallel with the northwesterly line of said Lot, to the northeasterly line of that certain parcel of land conveyed to Bert Schoonderwoerd, and wife, by Deed recorded September 3, 1957, as Instrument No. 63691 of Official Records of Riverside County, California;

THENCE southeasterly, on the northeasterly line of the land so conveyed, to the southeasterly line of said Lot;

THENCE northeasterly, on the southeasterly line of said Lot, to the POINT OF BEGINNING;

EXCEPTING THEREFROM that portion described as follows:

BEGINNING at the most easterly corner of said Lot;

THENCE southwesterly, on the southeasterly line of said Lot, 100 feet;

THENCE northwesterly, parallel with the northeasterly line of said Lot, 120 feet;

THENCE southwesterly, parallel with the northwesterly line of said Lot, 120 feet to the TRUE POINT OF BEGINNING;

THENCE northeasterly, parallel with the northwesterly line of said Lot, 60 feet;

THENCE southeasterly, parallel with the northeasterly line of said Lot, to the southeasterly line of said Lot;

THENCE southwesterly, on the southeasterly line of said Lot, to the intersection with the line parallel with the northeasterly line of said Lot, from the True Point Of Beginning;

THENCE northwesterly, parallel with the northeasterly line of said Lot, to the TRUE POINT OF BEGINNING;

ALSO EXCEPTING THEREFROM that portion of said Lot as conveyed to the City of Riverside by deed recorded January 29, 1982, as Instrument No. 18116 of Official Records of said Riverside County.

hereinafter called "the Grantors' property"; and

WHEREAS the Grantors' property is located within the Airport Influence Area for the Riverside Municipal Airport operated by the City of Riverside; and

WHEREAS the Grantor have sought approval from the City of Riverside for the development of the Grantors' property by the project above-referenced; and

WHEREAS the City of Riverside has conditioned the approval of such project by requiring the granting of an avigation easement over the Grantors' property;

NOW, THEREFORE FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, GRANTORS do hereby grant to the CITY OF RIVERSIDE, a municipal corporation of the State of California, hereinafter referred to as "Grantee", its successors and assigns, for the use and benefit of the public, a perpetual easement and right of flight appurtenant to the Riverside Municipal Airport for the passage of aircraft by whomsoever owned and operated in the airspace above the surface of the Grantors' property described hereinabove, together with the right to cause in said airspace such noise, sound or shock waves, vibrations, dust, smoke, odors, fumes, fuel particles and other related conditions that may be inherent in the operation of aircraft landing at, taking off from or

DESCRIPTION APPROVAL 11/14/90
George P. Hutcheson by *Kap*
SURVEYOR, CITY OF RIVERSIDE

operating at or on the Riverside Municipal Airport. "Aircraft" is defined for the purposes of this instrument as any contrivance now known or hereinafter invented, used or designed for navigation of or flight in the air.

Grantors hereby acknowledge that the Riverside Municipal Airport is an operating airport subject to increases in the intensity of use and operation, including present and future noise, sound or shock waves, vibrations, dust, smoke, odors, fumes, and fuel particles and related conditions, and Grantors hereby fully waive, remise and release any right or cause of action which Grantors may now or in the future have against Grantee, its successors and assigns, due to such noise, sound or shock waves, vibrations, dust, smoke, odors, fumes, fuel particles and other related conditions that may be caused by the operation of aircraft landing at or taking off from, or operating at or on the Riverside Municipal Airport. Said waiver and release shall include, but not be limited to, claims known or unknown for damages for physical or emotional injuries, discomfort, inconvenience, property damage, interference with use and enjoyment of property, diminution of property values, nuisance or inverse condemnation or for injunctive or other extraordinary or equitable relief.

Grantors, on the behalf of Grantors and the successors and assigns of Grantor, agree not to construct or permit the construction or growth of any structure, tree or other object that obstructs or interferes with the use of the rights herein granted or that creates electrical interference with radio communication between any installation at the Riverside Municipal Airport and aircraft, or to cause difficulty for pilots to distinguish between airport lights and other lights or to impair visibility in the vicinity of the Riverside Municipal Airport, or to otherwise endanger the landing, take-off, or maneuvering of aircraft on or at said Riverside Municipal Airport.

IT IS UNDERSTOOD AND AGREED that this easement and the rights and restrictions herein created shall run with the land and shall be binding upon the Grantors and the heirs, administrators, executors, successors and assigns of Grantors.

Dated 11-20-90

Ron D. Meier
RON D. MEIER

Willard H. Meier
WILLARD H. MEIER

Blanche Meier
BLANCHE MEIER

CONSENT TO RECORDATION

THIS IS TO CERTIFY that the interest in real property conveyed by the within instrument to the City of Riverside, a municipal corporation, is hereby accepted by the undersigned officer on behalf of the City Council of said City pursuant to authority conferred by Resolution No. 14883 of said City Council adopted

STATE OF CALIFORNIA }
COUNTY OF Riverside } ss.

436715

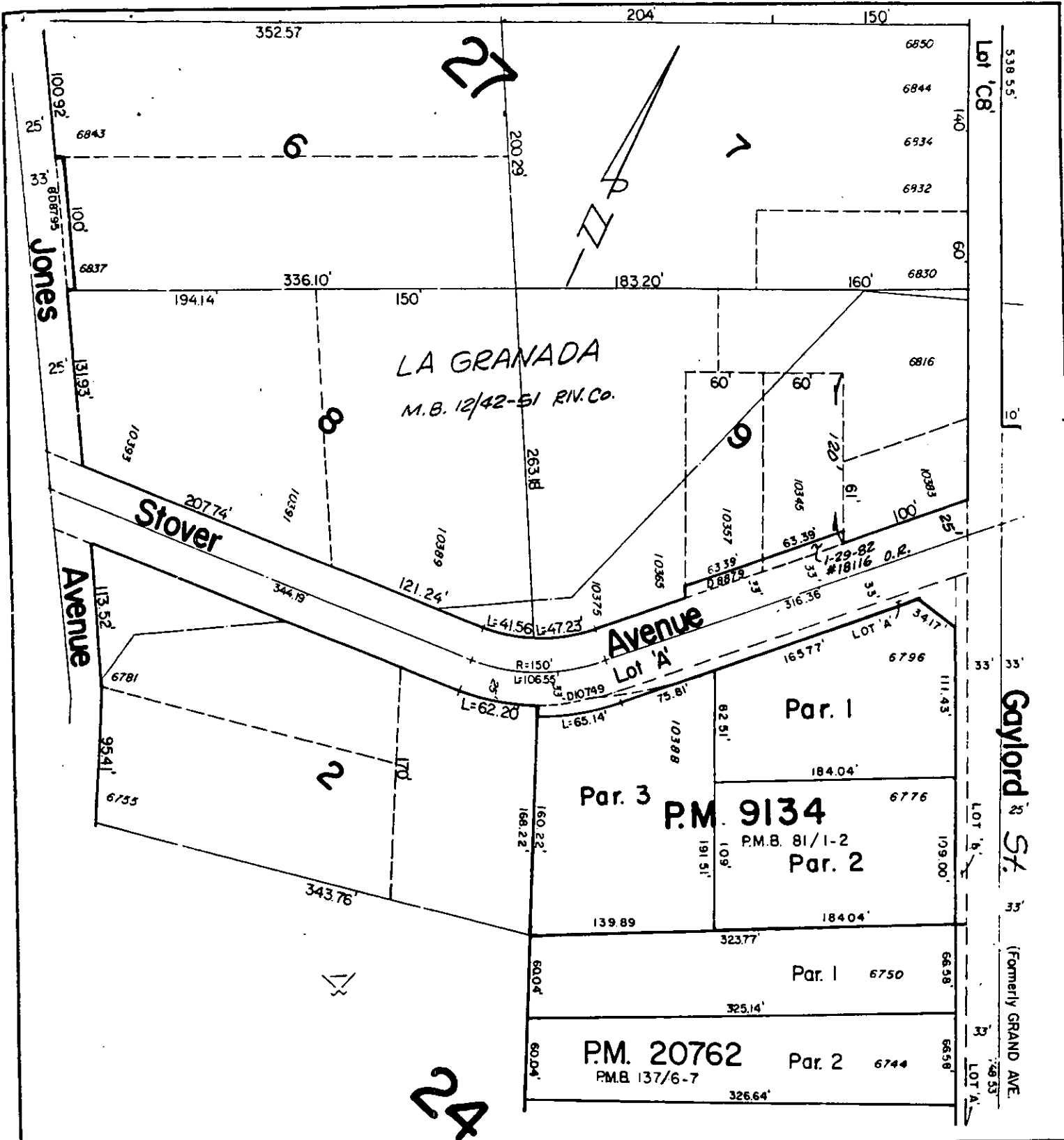


On this 20th day of November, in the year 1990, before me, the undersigned, a Notary Public in and for said State, personally appeared Ron D. Meier, Willard H. Meier and Blanche Meier, personally known to me (or proved to me on the basis of satisfactory evidence) to be the persons whose names are subscribed to the within instrument, and acknowledged to me that he, y executed it.

WITNESS my hand and official seal.

Cherie L. Vallejo
Notary Public in and for said State

ACKNOWLEDGMENT—General—Wolcotts Form 233CA—Rev. 5-82
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• CITY OF RIVERSIDE, CALIFORNIA •

THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE ATTACHED DOCUMENT. IT IS NOT A PART OF THE WRITTEN DESCRIPTION THEREIN.

SHEET 1 OF 1 6/6-4

SCALE: 1" = 100' DRAWN BY Kgs DATE 11/5/90 SUBJECT 10345 STOVER AVE. - AVIGATION EASE.