

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: 10319 Robinson Street
Building Permit

166322

RECEIVED FOR RECORD
AT 1:00 O'CLOCK

MAY - 7 1992

Recorded in Official Records
of Riverside County, California
Recorder
Fees \$

13250

AVIGATION EASEMENT

WHEREAS MANUEL CALDERILLA AND MARY CALDERILLA, HUSBAND AND WIFE, 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 in Exhibit "A", attached hereto and incorporated herein by this reference, 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 Grantors 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 as described in said Exhibit "A", 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 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. X

Grantors, on the behalf of Grantors and the successors and assigns of Grantors, 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

April 29, 1992

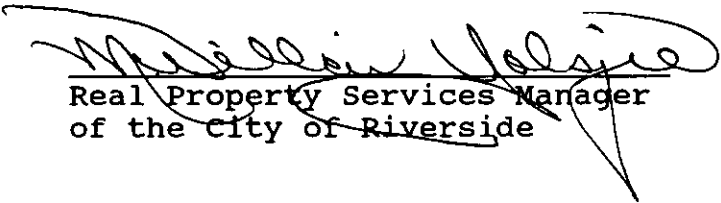
Manuel Calderilla
MANUEL CALDERILLA

Mary Calderilla
MARY CALDERILLA

APPROVED AS TO FORM
[Signature]
CITY ATTORNEY

CONSENT TO RECORDATION

THIS IS TO CERTIFY that the interest in real property conveyed by the within instrument to the City of Riverside, California, 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 January 25, 1983, and the grantee consents to recordation thereof by its duly authorized officer.

Dated May 7, 1992
Real Property Services Manager
of the City of Riverside

ROBINSON.AVG

EXHIBIT "A"

That portion of Lot 7 in Block 4 of LA GRANADA, as shown by Map on file in Book 12 pages 42-51 inclusive, of Maps, Riverside County Records, described as follows:

BEGINNING at a point on the Southerly line of said Lot, 100 feet Northwesterly from the Southeasterly corner thereof;

THENCE Northwesterly, on the Southerly line of said Lot, 125 feet, to a point 127.65 feet Southeasterly from the Southwesterly corner thereof;

THENCE Northeasterly, parallel with the Westerly line of said Lot, to the Northerly line thereof;

THENCE Southeasterly, on the Northerly line of said Lot, to the Northeasterly corner thereof;

THENCE Southerly, on the Easterly line of said Lot, 65.79 feet, more or less, to a point 187 feet Northerly of the Southeasterly corner thereof;

THENCE Westerly parallel with the Southerly line of said Lot, 140 feet;

THENCE Southerly, parallel with the Easterly line of said Lot 72 feet;

THENCE Easterly, parallel with the Southerly line of said Lot, 40 feet;

THENCE Southerly, parallel with the Easterly line of said Lot, 115 feet, to the point of beginning;

EXCEPTING THEREFROM that portion described as follows:

BEGINNING at a point on the Easterly line of said Lot, 187 feet Northerly of the Southeasterly corner thereof;

THENCE Westerly, parallel with the Southerly line of said Lot, to the point of intersection with a line drawn from a point on the Southerly line, 127.65 feet Southeasterly of the Southwesterly corner of said Lot, parallel with the

Westerly line of said Lot;

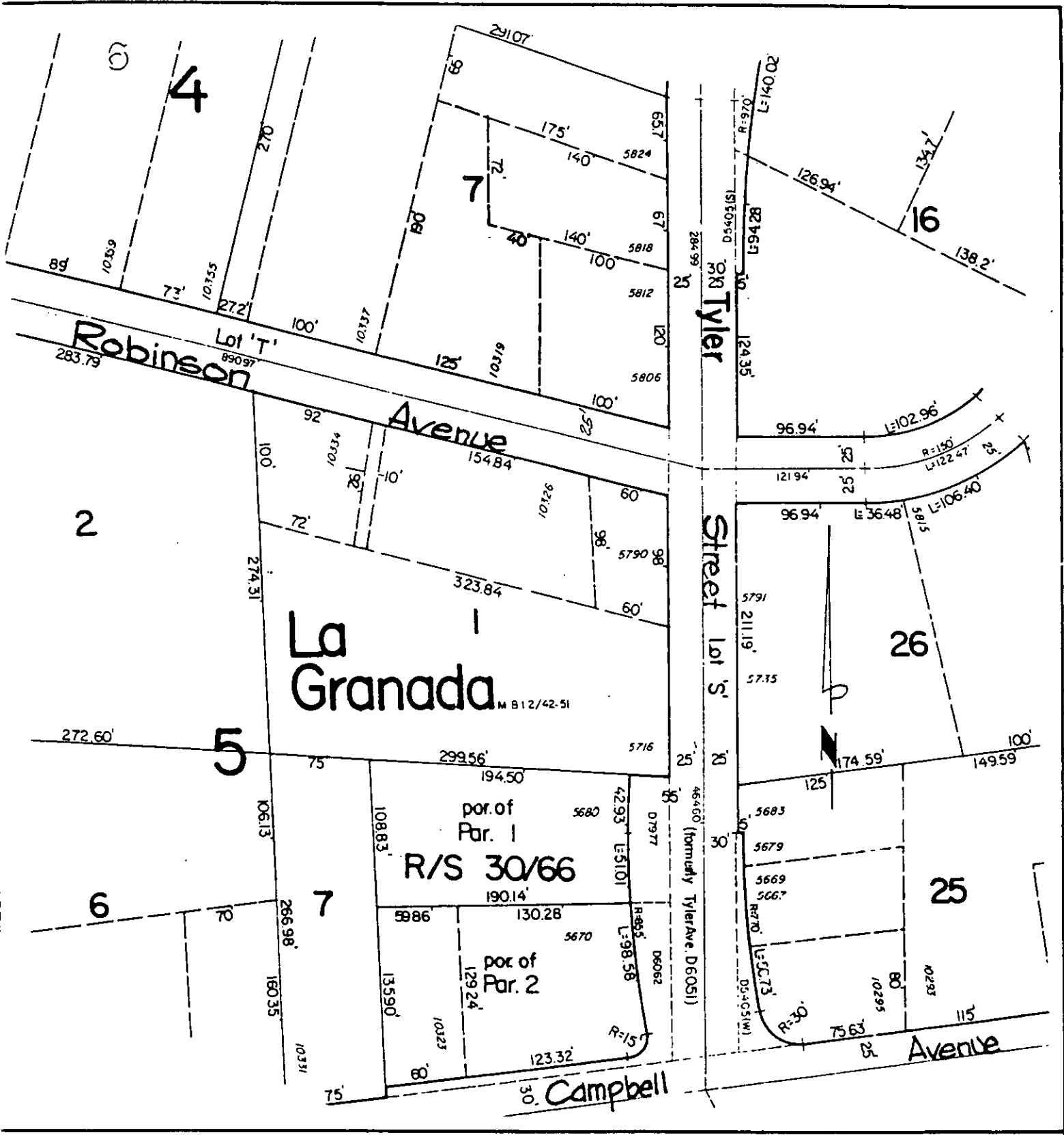
THENCE Northerly, along said line parallel to the Westerly line of said Lot, to the Northerly line of said Lot;

THENCE Easterly, along the Northerly line of said Lot, to the Northeasterly corner thereof;

THENCE Southerly, along the Easterly line of said Lot, 65.79 feet, more or less, to the point of beginning.

DESCRIPTION APPROVAL

4, 27, 92
George P. Hutchinson
 CLERK, CITY OF RIVERSIDE



• 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

6/15-4

SCALE: 1" = NTS

DRAWN BY GPH DATE 4/27/92

SUBJECT 10319 ROBINSON ST. - AVIG. EASE.