

190-2

CITY OF RIVERSIDE \_\_\_ INTER-OFFICE COMMUNICATION

DATE July 13, 1964

5084

TO: Howard Powell, Public Works Department

FROM: Jerry H. Hailey, Property Management Officer

SUBJECT: Road Use Permit - U. S. Fire Laboratory, Monte Vista Drive

It will be necessary that we secure notary acknowledgements for both Martinek and Flynn if we are to record this instrument.

JHH:sml  
Attachment

*not necessary to record  
JW,*

*Hailey*

United States Department of Agriculture USE PATENT for lands Forest Service under administration of the Pacific Southwest Forest & Range Experiment Station		NAME OF PERMITTEE City of Riverside	KIND OF USE Road
Act of June 4, 1897, or February 15, 1901 This permit is revocable and nontransferable		DATE OF PERMIT 6/16/64	FILE CODE
REGION 5	STATE California	FOREST PSW Experiment Station	RANGER DISTRICT Forest Fire Laboratory

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Permission is hereby granted to City of Riverside

of City Hall, Riverside, California

hereinafter called the permittee, to use subject to the conditions set out below, the following described lands or improvements:

A strip of land as extension to Monte Vista Drive  
between Le Conte Drive and Canyon Crest Drive within  
Riverside city limits as shown on the 3 plats attached  
to and made a part of this permit.

APPROVED AS TO DESCRIPTION

J. F. MARTINEK  
Director of Public Works

By [Signature]  
Assistant City Engineer

by HRP-7-9-64

This permit covers 0.46 acres and 665 feet and is issued for the purpose of:

Constructing, maintaining and using a road, the right-of-  
way which shall be 30 feet in width.

The exercise of any of the privileges granted hereby constitutes acceptance of all the conditions of this permit. This permit is issued FREE under Regulation U-11 (1).

~~1. In consideration for this use, the permittee shall pay to the Forest Service, U.S. Department of Agriculture, the sum of \_\_\_\_\_ Dollars (\$) for the period from \_\_\_\_\_ 19\_\_\_\_, to \_\_\_\_\_, 19\_\_\_\_, and thereafter annually on \_\_\_\_\_ Dollars (\$\_\_\_\_\_):~~

~~Provided, however, Charges for this use may be made or readjusted whenever necessary to place the charges on a basis commensurate with the value of use authorized by this permit.~~

10/2/64

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2. Construction or occupancy and use under this permit shall begin within 2 months, and construction, if any, shall be completed within 12 months, from the date of the permit. This use shall be actually exercised at least 365 days each year, unless otherwise authorized in writing.

3. Development plans; layout plans; construction, reconstruction, or alteration of improvements; or revision of layout or construction plans for this area must be approved in advance and in writing by the ~~forest supervisor~~ <sup>Director</sup>. ~~Trees or shrubbery on the permitted area may be removed or destroyed only after the forest officer in charge has approved, and has marked or otherwise designated that which may be removed or destroyed. Timber cut or destroyed will be paid for by the permittee as follows: Merchantable timber at appraised value; young-growth timber below merchantable size at current-damage appraisal value; provided that the Forest Service reserves the right to dispose of the merchantable timber to others than the permittee at no stumpage cost to the permittee. Trees, shrubs, and other plants may be planted in such manner and in such places about the premises as may be approved by the forest officer in charge.~~

4. The permittee shall maintain the improvements and premises to standards of repair, orderliness, neatness, sanitation, and safety acceptable to the forest officer in charge.

5. This permit is subject to all valid claims.

6. The permittee, in exercising the privileges granted by this permit, shall comply with the regulations of the Department of Agriculture and all Federal, State, county, and ~~municipal~~ laws, ordinances, or regulations which are applicable to the area or operations covered by this permit.

7. ~~The permittee shall take all reasonable precautions to prevent and suppress forest fires. No material shall be disposed of by burning in open fires during the closed season established by law or regulation without a written permit from the forest officer in charge or his authorized agent.~~

8. The permittee shall exercise diligence in protecting from damage the land and property of the United States covered by and used in connection with this permit, and shall pay the United States for any damage resulting from negligence or from the violation of the terms of this permit or of any law or regulation applicable to the national forests by the permittee, or by any agents or employees of the permittee acting within the scope of their agency or employment.

9. ~~The permittee shall fully repair all damage, other than ordinary wear and tear, to national forest roads and trails caused by the permittee in the exercise of the privilege granted by this permit.~~

10. No Member of or Delegate to Congress or Resident Commissioner shall be admitted to any share or part of this agreement or to any benefit that may arise herefrom unless it is made with a corporation for its general benefit.

11. ~~Upon abandonment, termination, revocation, or cancellation of this permit, the permittee shall remove within a reasonable time all structures and improvements except those owned by the United States, and shall restore the site, unless otherwise agreed upon in writing or in this permit. If the permittee fails to remove all such structures or improvements within a reasonable period, they shall become the property of the United States, but that will not relieve the permittee of liability for the cost of their removal and restoration of the site.~~

12. This permit is not transferable. ~~If the permittee through voluntary sale or transfer, or through enforcement of contract, foreclosure, tax sale, or other valid legal proceeding shall cease to be the owner of the physical improvements other than those owned by the United States situated on the land described in this permit and is unable to furnish adequate proof of ability to redeem or otherwise reestablish title to said improvements, this permit shall be subject to cancellation. But if the person to whom title to said improvements shall have been transferred in either manner above provided is qualified as a permittee and is willing that his future occupancy of the premises shall be subject to such new conditions and stipulations as existing or prospective circumstances may warrant, his continued occupancy of the premises may be authorized by permit to him if, in the opinion of the issuing officer or his successor, issuance of a permit is desirable and in the public interest.~~

13. In case of change of address, the permittee shall immediately notify the ~~forest supervisor~~ <sup>Director</sup>.

14. ~~The temporary use and occupancy of the premises and improvements herein described may be sublet by the permittee to third parties only with the prior written approval of the forest supervisor but the permittee shall continue to be responsible for compliance with all conditions of this permit by persons to whom such premises may be sublet.~~

15. ~~This permit may be terminated upon breach of any of the conditions herein or at the discretion of the regional forester or the Chief, Forest Service.~~

16. In the event of any conflict between any of the preceding printed clauses or any provision thereof and any of the following clauses or any provisions thereof, the preceding printed clauses will control.

17. ~~This permit is accepted subject to the conditions set forth above and to conditions \_\_\_\_\_ to attached hereto and made a part of this permit.~~

DATE	SIGNATURE OF ISSUING OFFICER	TITLE

18. Permittee will indemnify the United States against any liability for damage to life or property arising from the occupancy or use of Forest Service lands under this grant, provided this shall not be construed to indemnify the United States against its own negligence.

CHAS. A. CONNAUGHTON,  
Regional Forester

June 16, 1964  
Date

By Joseph D. Higgins  
Acting

This permit is hereby duly accepted on behalf of the City of Riverside by proper and appropriate authority, and the permittee hereby agrees to abide by and conform with all of the conditions therein.

May 29, 1964  
Date

By J. Martinek  
Title Director of Public Works

CONSENT TO RECORDATION

THIS IS TO CERTIFY that the interest in real property conveyed by the Deed or Grant dated 6/16/64 From: U.S. Dept. Agriculture Forest Serv. For: Roadway R/W 30' wide to the City of Riverside, a municipal corporation, is hereby accepted for and on behalf of said City pursuant to Resolution of the City Council thereof recorded on 12-3-58 in Bk. 2374 O.R. pg. 339 Et Seq Riverside County Records, and the Grantee hereby consents to recordation of this instrument through the undersigned.

Dated 7/10/64 J. H. Harley  
Property Management Officer

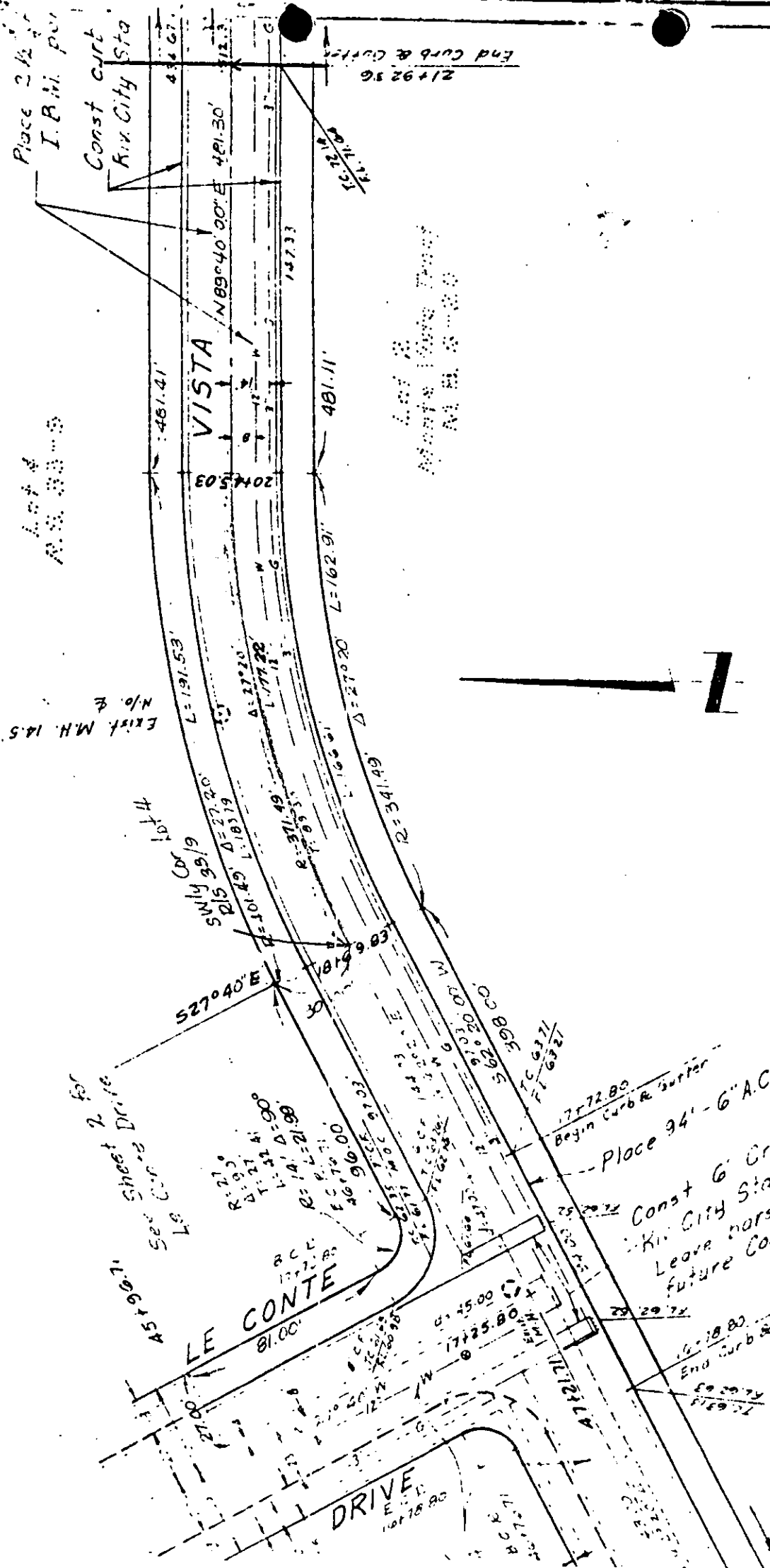
APPROVED AS TO FORM

John Woodruff  
ASSI. CITY ATTORNEY

Return Deed to: Office of City Clerk  
Riverside, California







CITY OF RIVERSIDE, CALIFORNIA

PLAT OF PARCEL(S) DESCRIBED IN THE ATTACHED DOCUMENT

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.

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SCALE: 1" = 50'

DRAWN 5/14/64 BY HLP

SUBJECT Monte Vista Drive