

Deed File No. 98471

EASEMENT

RECORDED Nov. 8, 1967

BOOK 1967 PAGE 98471

OFFICIAL RECORDS, RIV. CO.

INSTRUMENT NO. 98471

FROM

THE ATCHISON, TOPEKA AND SANTA FE RAILWAY COMPANY

TO

COUNTY OF RIVERSIDE

Covering certain real property
situate in the County of River-
side, State of California.

Dated September 14, 1967.

D7104(YV)

EASEMENT, Made this 14th day of September,
1967, from THE ATCHISON, TOPEKA AND SANTA
FE RAILWAY COMPANY, a Kansas corporation,
hereinafter called "Santa Fe," first party,
to COUNTY OF RIVERSIDE, a California political
subdivision, hereinafter called "County,"
second party.

SANTA FE hereby donates and grants to County an
easement for a public street upon, over and across that
certain parallelogram shaped parcel of land in the County of
Riverside, State of California, being a portion of The
Atchison, Topeka and Santa Fe Railway Company's 100 foot wide
right of way in Lots 1 and 2 of Section 18, Township 2 South,
Range 4 West, San Bernardino Meridian, described as follows:

Beginning at the intersection of the center
line of Columbia Avenue as shown on "Map of
Orange Growers Bank Addition" recorded in
Book 2 of Maps, page 40, Records of said County,
with the southeasterly line of said 100 foot
wide right of way; thence South $34^{\circ}58'30''$ West
(bearing assumed for purpose of this descrip-
tion) along said southeasterly line 60.965 feet
to a point in a line parallel with and distant
southerly 50.00 feet measured at right angles
from said center line; thence North $89^{\circ}55'30''$
West along said parallel line 121.93 feet to a
point in the northwesterly line of said 100
foot wide right of way; thence North $34^{\circ}58'30''$
East along said northwesterly line 121.93 feet

to a point in a line parallel with and distant northerly 50.00 feet measured at right angles from said center line; thence South 89°55'30" East along last said parallel line 121.93 feet to a point in said southeasterly line; thence South 34° 58'30" West along said southeasterly line 60.965 feet to the point of beginning.

Said parcel contains an area of 0.28 of an acre, more or less.

EXCEPTING AND RESERVING the right, to be exercised by Santa Fe and by any others who have obtained or may obtain permission or authority from Santa Fe so to do, (a) to operate, maintain, renew and/or relocate any and all existing railroad track or tracks, wires, pipes and other facilities of like character upon, over and under the surface of the hereinabove described premises; and (b) from time to time to construct, operate, maintain, renew and/or relocate upon said premises additional facilities of the character described in Clause (a) of this paragraph without in any instance being required to obtain the consent of County the same as if this easement had not been executed.

TO HAVE AND TO HOLD said easement unto County solely for street purposes so long as the premises hereinabove described shall be so used subject, however, to all licenses, leases, restrictions, reservations, conditions, covenants, encumbrances, rights and rights of way, liens and claims of title and easements which may in anywise affect the said

premises and subject also to the express condition subsequent that if said premises, or any portion thereof, shall cease to be used for the purposes above stated, then and in that event, the easement hereby given shall, as to such portion or portions, as the case may be, thereupon cease and determine and Santa Fe, its successors and assigns, shall resume possession thereof the same as though this instrument had not been executed.

This instrument is given without warranty of title of any kind, express or implied, and no covenant of warranty of title shall be implied from the use of any word or words herein contained.

In case of the eviction of County by anyone owning, or claiming title to or any interest in, the premises hereinabove described, Santa Fe shall not be liable to County for any damage of any nature whatsoever.

IN WITNESS WHEREOF, Santa Fe has duly executed this Easement the day and year first above written.

THE ATCHISON, TOPEKA AND SANTA FE RAILWAY COMPANY

ATTEST: (SEAL)
By (Signed) R. W. [unclear]
Its Assistant Secretary

By (Signed) JOHN C. DAVIS
Its Vice President

DESCRIPTION APPROVED
[Signature]
CHIEF ENGR' R. COAST LINES

STATE OF California)
COUNTY OF Los Angeles) ss.

On this 28th day of September, in the year one thousand nine hundred and sixty-seven, before me, Charles E. Mayr, a Notary Public in and for said County of Los Angeles, State of California, personally appeared R. W. Hughes, known to me to be the Assistant Secretary of the corporation that executed the within and foregoing instrument, and known to me to be one of the persons who executed said instrument on behalf of the corporation therein named, and acknowledged to me that such corporation executed the within instrument pursuant to its by-laws or a resolution of its Board of Directors.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in said County the day and year in this certificate first above written.

/s/ Charles E. Mayr
Notary Public in and for said
County of Los Angeles
State of California
My Commission Expires August 7, 1970

*True Copy
B.C. 911*

(SEAL)

FORM 100
Albert E. Schefer
Assistant General Attorney

APPROVED AS TO FORM

Robert B. Curtiss
GENERAL ATTORNEY

