

29365

City Clerk's Office
City of Riverside
City Hall, 3711 Orange St.
Riverside, Calif. 92501
Jurupa Ave. @ UPRR
C.L.D. No. 17068

RECEIVED FOR RECORD

MAR 3 1972

3:00 Min. Past 11 o'clock A.M.
At Request of
CITY CLERK
Book 1972, Page
EASEMENT

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Recorded in Official Records
of Riverside County, California

W.H. Dwyer Recorder
FEES \$ *None*

GRANTEE ORIGINAL

C. D. No. 33 664-10

INDEXED

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For a valuable consideration, LOS ANGELES & SALT LAKE RAILROAD COMPANY and its Lessee, UNION PACIFIC RAILROAD COMPANY, Utah corporations, hereinafter collectively called "Grantor", does hereby grant to the CITY OF RIVERSIDE, a municipal corporation of the State of California, hereinafter called "Grantee", subject to the terms herein contained, an easement for the construction, maintenance and operation of a public highway upon and across those two certain parcels of land, situate in the City of Riverside, County of Riverside, State of California, and being those portions of the SW $\frac{1}{4}$ of Section 29, T. 2 S., R. 5 W. S.B.B.&M., more particularly described as follows:

Parcel No. 1

Commencing at the intersection of the center line of Jurupa Avenue, 66.00 feet in width, with the center line of Sheppard Street, 50.00 feet in width, as shown on Record of Survey on File in Book 47 thereof, Page 28, records of said County, said point of intersection herein designated as Point "A"; thence along the centerline of said Jurupa Avenue, S. 85° 43' 00" E., 76.24 feet; thence leaving said centerline S. 04° 17' 00" W., 33.00 feet to the most northwesterly corner of that certain 100.00 foot wide strip of land described in deed to San Pedro, Los Angeles & Salt Lake Railroad Company by deed recorded in Book 165, Page 41 of Deeds, records of said County, said northwesterly corner being the True Point of Beginning; thence along the northerly line of said 100.00 foot wide strip, S. 85° 43' 00" E. 152.68 feet to the most northeasterly corner of said 100.00 foot wide strip;

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thence leaving said northerly line and along the northeasterly line of said 100.00 foot wide strip, S. 44° 48' 00" E. 12.76 feet; thence leaving said northeasterly line N. 87° 32' 16" W. 103.19 feet; thence S. 02° 27' 44" W. 2.00 feet; thence N. 87° 32' 16" W. 42.00 feet to the southwesterly line of said 100.00 foot wide strip; thence along said southwesterly line N. 44° 48' 00" W. 22.85 feet to the True Point of Beginning.

Parcel No. 2

Commencing at above mentioned Point "A"; thence along the centerline of said Jurupa Avenue, S. 85° 43' 00" E. 0.90 feet; thence leaving said centerline, N. 04° 17' 00" E. 33.00 feet to the most southwesterly corner of that certain 100.00 foot wide strip of land described in deed to San Pedro, Los Angeles & Salt Lake Railroad Company by deed recorded in Book 147, page 354 of Deeds, records of said County, said southwesterly corner being the True Point of Beginning; thence along the southwesterly line of said 100.00 foot wide strip, N. 44° 48' 00" W., 15.27 feet; thence leaving said southwesterly line S. 85° 43' 00" E., 76.34 feet; thence N. 44° 48' 00" W., 3.05 feet; thence S. 85° 43' 00" E., 76.34 feet to the northeasterly line of said 100.00 foot wide strip; thence along said northeasterly line, S. 44° 48' 00" E., 18.32 feet to the most southeasterly corner of said 100.00 foot wide strip; thence along the southerly line of said 100.00 foot wide strip N. 85° 43' 00" W., 152.68 feet to the True Point of Beginning.

This grant is subject and subordinate to the prior and continuing right and obligation of Grantor, its successors and assigns to use and maintain its entire railroad right of way and property in performance of its duty as a common carrier and is subject to the right and power of Grantor, its successors and assigns, to construct, maintain, use and operate on the present or other grade, existing or additional railroad tracks and appurtenances

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thereto, including water and power pipelines and conduits and telegraph, telephone, signal, power, transmission and other electric lines and other railroad facilities and structures of any kind upon, along or across any or all parts of the said land above described, all or any of which may be freely done at any time or times by Grantor, its successors or assigns without liability to the Grantee, or to anyone else, for compensation or damage; provided, however, that said highway shall not be interfered with except as necessary during work on said railroad and appurtenances.

Grantor reserves the general right to itself, successors and assigns, to use and to permit others to use said parcels of land for any purpose not inconsistent with the easement hereby granted. Without limiting the generality of the foregoing, Grantor and Grantee agree that movement across said parcels of land of both wheeled and crawler type equipment used in maintaining Grantor's right of way, tracks, bridges, signals and other facilities consisting primarily of trucks, cranes, bulldozers, motor graders and front-end loaders by Grantor, its successors and assigns, is not inconsistent with the easement hereby granted.

This instrument is subject to all conditions, limitations, restrictions, encumbrances or interests of any person which may affect the said land; and the word "grant" as used herein shall not be construed as a covenant against the existence of any thereof.

When the Grantee, or its successors, shall cease to use the land above described for highway purposes, the easement herein

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granted shall terminate and all rights herein granted shall revert to Grantor, its successors or assigns.

IN WITNESS WHEREOF, the parties hereto have executed this agreement in duplicate this 11th day of NOVEMBER, 1971.

Attest: LOS ANGELES & SALT LAKE RAILROAD COMPANY
UNION PACIFIC RAILROAD COMPANY

[Signature]
Assistant Secretary

By [Signature]
Vice President

Attest: CITY OF RIVERSIDE

[Signature]
City Clerk

By [Signature]
Mayor

DESCRIPTION APPROVAL
By [Signature] 8/17/71
Surveyor for City of Riverside

APPROVED AS TO FORM
[Signature]
DEPUTY CITY ATTORNEY

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STATE OF NEBRASKA }
COUNTY OF DOUGLAS } ss:

On JANUARY 12⁷², 197~~1~~, before me, the under-
signed, a Notary Public in and for said County and State, per-
sonally appeared W. J. FOX, known to me to be
 Vice President, and J. J. Spellecy,
known to me to be Assistant Secretary, of the corporations that
executed the within Instrument, known to me to be the persons
who executed the within Instrument on behalf of the corporations
therein named, and acknowledged to me that such corporations exe-
cuted the within Instrument pursuant to their Bylaws or a resolu-
tion of their Board of Directors.

WITNESS my hand and official seal.




Notary Public in and for said
County and State

CONSENT TO RECORDATION

THIS IS TO CERTIFY that the interest in real property conveyed by the Deed or
Grant dated 11-11-71 from Los Angeles & Salt Lake Railroad
Company and its Lessee Union Pacific Railroad Company, Utah corporations
for Portions of SW 1/4 of Section 29, T. 2 S., R.5 W., SBB&M.

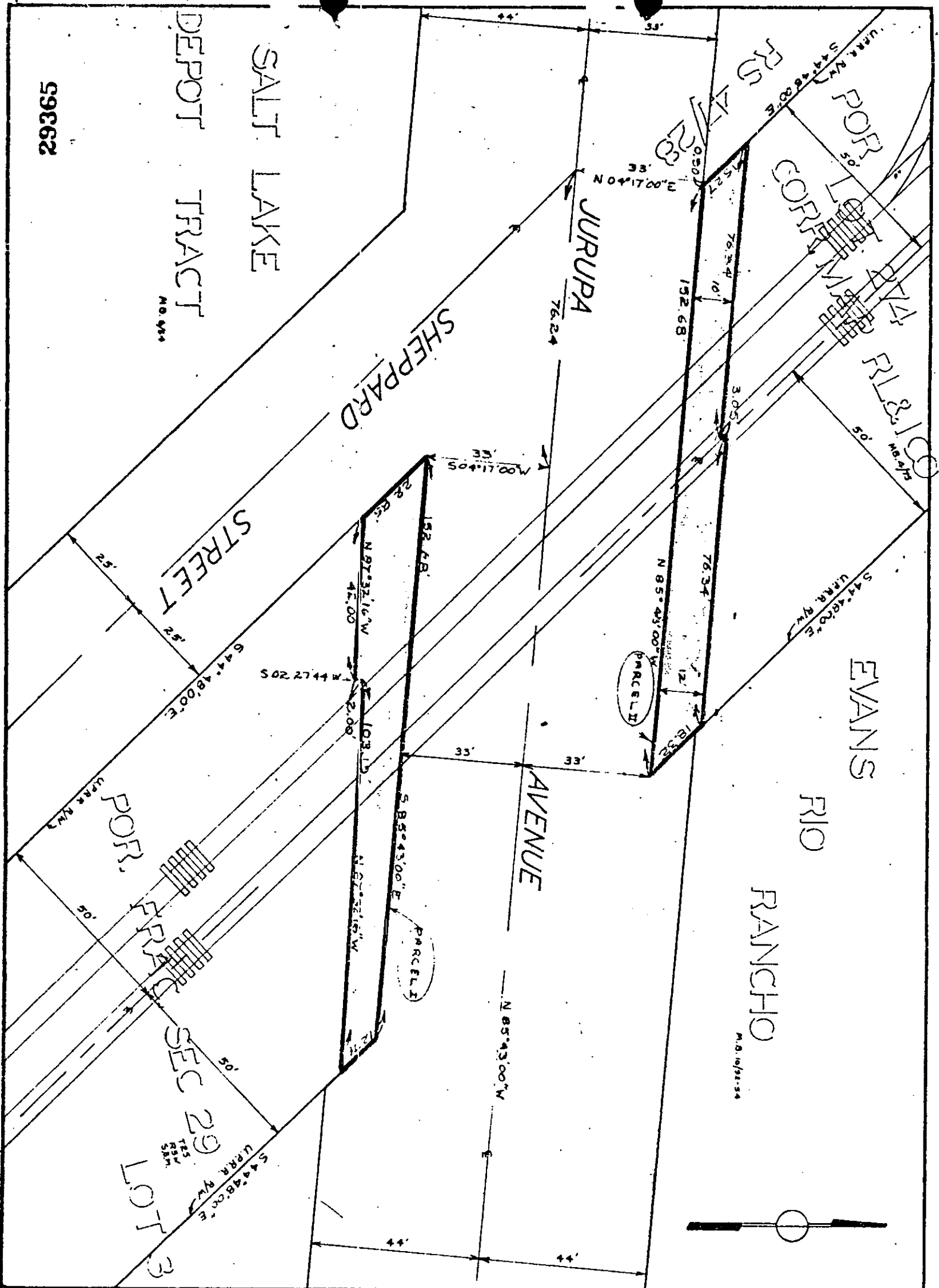
to the City of Riverside, a Municipal Corporation, is hereby accepted for and on
behalf of said City pursuant to Resolution of the City Council thereof recorded on
12-29-66 by Inst. No. 123460, Riverside County Records, and the Grantee hereby
consents to recordation of this instrument through the undersigned.

Dated 3-3-72


Property Services Manager

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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

SHEET 1

SCALE: 1" = 30'

DRAWN 8-12-69 BY J.L.J.

SUBJECT JURUPA AVE. @ UPRR.

OF 1 SHEETS

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CITY OF RIVERSIDE

Minutes of Regular Meeting of the City Council
Date of Meeting: November 9, 1971
Time of Meeting: 9:00 A.M.
Place of Meeting: Council Chamber, City Hall

COUNCILMEN						
HOLCOMB	SOTELO	PICK	MINAKER	DICATI	MCOWEN	
1	2	3	4	5	6	7

Roll Call:

WARDS	1	2	3	4	5	6	7
Present	X	X	X	A	X	X	X

In consideration of the written report and recommendation from the City Manager and Property Services Manager, approval was given the Easement from the Los Angeles and Salt Lake Railroad Company and its Lessee, Union Pacific Railroad Company, granting an easement to the City for use of certain property required in connection with the completion of the widening of Jurupa Avenue at the Union Pacific Railroad Tracks; being more particularly described in a copy of said document on file with the records of the City Clerk's office; and execution of the said Easement was authorized and directed.

Motion				X			
Second	X						
All Ayes							

Certified to be a full, true and correct excerpt from the Minutes of the City Council, appearing on Page 57-195, on file in my office.

Virginia J. Stricker
City Clerk of the City of Riverside

Dated this 11th day of November, 1971.