

Street R/W

When recorded mail to:

Property Services
City of Riverside
3900 Main St.
Riverside, CA 92522

APPROVED AS TO FORM

John W. ...
CITY ATTORNEY

207262

RECEIVED FOR RECORD

SEP 29 1978
Min. Past 3 o'clock P.M.
At Request of

CITY OF RIVERSIDE
Book 1978, Page 207262
Recorded in Official Records
of Riverside County, California

D. ... Recorder
FEES \$ 10.00

RECEIVED
AUG 23 1978

PROPERTY SERVICES

9455

EASEMENT

FROM

THE ATCHISON, TOPEKA AND SANTA FE RAILWAY COMPANY

TO

CITY OF RIVERSIDE

Covering certain real property
situate in the County of Riverside,
State of California.

Dated July 25, 1978.

9455

207262

EASEMENT, Made this 25th day of July,
1978, from THE ATCHISON, TOPEKA AND SANTA
FE RAILWAY COMPANY, a Delaware corporation,
hereinafter called "Santa Fe," first party,
to CITY OF RIVERSIDE, a California municipal
corporation, hereinafter called "City,"
second party.

IN CONSIDERATION of the sum of One Thousand and Twenty
Dollars (\$1,020), lawful money of the United States of America, and
of other good and valuable consideration, the receipt whereof is
hereby acknowledged, Santa Fe hereby grants to City an easement
for public street purposes upon, over and across a parcel of land
in the County of Riverside, State of California, being a portion
of The Atchison, Topeka and Santa Fe Railway Company's 200-foot
wide property in the Southwest Quarter of Section 28, Township 2
South, Range 4 West, San Bernardino Meridian described as follows:

Beginning at a point in the southerly
line of said 200-foot wide property, being
also the southerly line of said Section,
distant North 89°29'35" East (bearings assumed
for the purpose of this description) along
said southerly line 33.45 feet from its
intersection with the southwesterly line
of said 200-foot wide property; thence along the
boundary line of said property the following
four (4) courses: (1) South 89°29'35" West,
33.45 feet; thence (2) northwesterly along
the arc of a curve from whence a radial
bears South 62°14'16" West, concave northeasterly
and having a radius of 1532.69 feet, through
a central angle of 0°15'33", a distance
of 6.93 feet; thence (3) North 27°30'11" West,
tangent to the preceding curve, 347.25 feet;
thence (4) northwesterly and northerly along

9455

207262

DESCRIPTION APPROVAL

BY *George P. H. [Signature]* 11/78
Surveyor

the arc of a curve, tangent to the preceding course, concave easterly and having a radius of 1055.37 feet, through a central angle of 12°21'05", a distance of 227.51 feet; thence leaving said boundary line, South 24°28'54" East, 26.04 feet; thence South 24°15'58" East, 48.33 feet; thence South 21°13'17" East, 48.56 feet; thence South 23°58'32" East, 56.62 feet; thence South 23°55'16" East, 43.10 feet to a point in a line that bears North 30°42'40" West from said point of beginning; thence South 30°42'40" East along last said line, 373.64 feet to the point of beginning.

Said parcel contains an area of 0.204 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 or 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, consistent with the rights granted herein, without in any instance being required to obtain the consent of the City the same as if this easement had not been executed.

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

9455

207262

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 City by anyone owning, or claiming title to or any interest in the premises hereinabove described, Santa Fe shall not be liable to City 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

By [Signature]
Its Vice President

ATTEST:

By M. W. Plead
Its Assistant Secretary

CONSENT TO RECORDATION

THIS IS TO CERTIFY that the interest in real property conveyed by the Deed or Grant dated 2/25/78 from The Atchison, Topeka and Santa Fe Railway for Sec 14 & Sec 23 T2S R4W SRM

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 9/29/78

[Signature]
Property Services Manager

207262

207262

STATE OF ILLINOIS)
) ss.
COUNTY OF COOK)

On this 4th day of August, in the
year one thousand nine hundred and seventy-8, before me,

T. J. FEENEY, a Notary Public in and for said
County of Cook, State of Illinois, personally appeared

JOHN C. DAVIS, known to me to be the Vice President
of the corporation that executed the within and foregoing
instrument, and known to me to be one of the persons who
executed the 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.

T. J. Feeney
Notary Public in and for said
County of Cook
State of Illinois

(SEAL)

9455

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

207262

On this 22nd day of August, in the year one thousand nine hundred and seventy-eight, before me, Harold D. Smith, a Notary Public in and for said County of Los Angeles, State of California, personally appeared M. W. Lloyd, 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 the 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.



(SEAL)

Harold D. Smith
Notary Public in and for said
County of Los Angeles
State of California

9455