

ENCROACHMENT PERMIT

Pursuant to Resolution No. 11065 of the City of Riverside, permission is hereby granted to Mr. and Mrs. Donald R. Ludwig, Sr.

6629 Mt. Diablo
Riverside, CA 92506

their heirs and assigns, hereinafter referred to as "Permittee" to use and occupy the following described property.

Portion of the public right of way on the north side of Sierra Avenue located at 5041 and 5055 Sierra Avenue. Said right of way being located in a portion of the north half of the southwest quarter of Section 33, T.2S, R.5.W. as shown on the attached Exhibit "A",

in accordance with the terms hereof.

1. Permittee shall use and occupy the described property only in the manner and for the purposes as follows:

For maintenance of existing 3' tall chain link fences and 5' tall cement brick walls encroaching a maximum of 8' into the 33' right of way of Sierra Avenue as shown by Exhibit "A".

1a. This permit is a requirement for the approval of Parcel Map 21795 which was tentatively approved July 3, 1986.

2. Permittee, by acceptance of the benefits hereunder, acknowledges title to the property to be in the City of Riverside and waives any right to contest the validity of the dedication or grant.

3. Permittee acknowledges that the described property is the site of a proposed or planned public improvement and that, accordingly, all rights and privileges of use permitted shall cease and expire upon notice of revocation by the City. Upon the expiration or revocation, Permittee shall, within the time prescribed by the City, remove all improvements or obstructions placed, constructed or maintained by the Permittee. If the Permittee fails to abide by the removal order of the City within the time prescribed, the City shall have the right to remove and destroy the improvements without reimbursement to the Permittee and the cost of such removal shall be paid by the Permittee to the City of Riverside and shall constitute a debt owed to the City of Riverside.

4. Permittee, by acceptance hereof, waives the right of claim, loss, damage or action against the City of Riverside arising out of or resulting from revocation, termination, removal of the improvements or any action of the City of Riverside, its officers, agents or employees taken in accordance with the terms hereof.

5. Finding and determination by the City Council of the City of Riverside that the Permittee, or his heirs and assigns or successors in interest, are in default of the terms hereunder shall be cause for revocation.

6. Permittee herewith agrees to hold the City of Riverside harmless from and against all claims, demands, costs, losses, damages, injuries, action for damages and/or injuries, and liability growing or arising out of or in connection with the construction, encroachment, and/or maintenance to be done by Permittee or his agents, employees or contractors within the described property.

DATED: _____

CITY OF RIVERSIDE, a municipal corporation

By Art Brown Mayor

Attest Alice A. New City Clerk

The foregoing is accepted by:

Donald R. Ludwig Sr.
(Signature(s) of Permittee)
Margaret R. Ludwig

APPROVED AS TO CONTENT

Ray Beck
Department Head

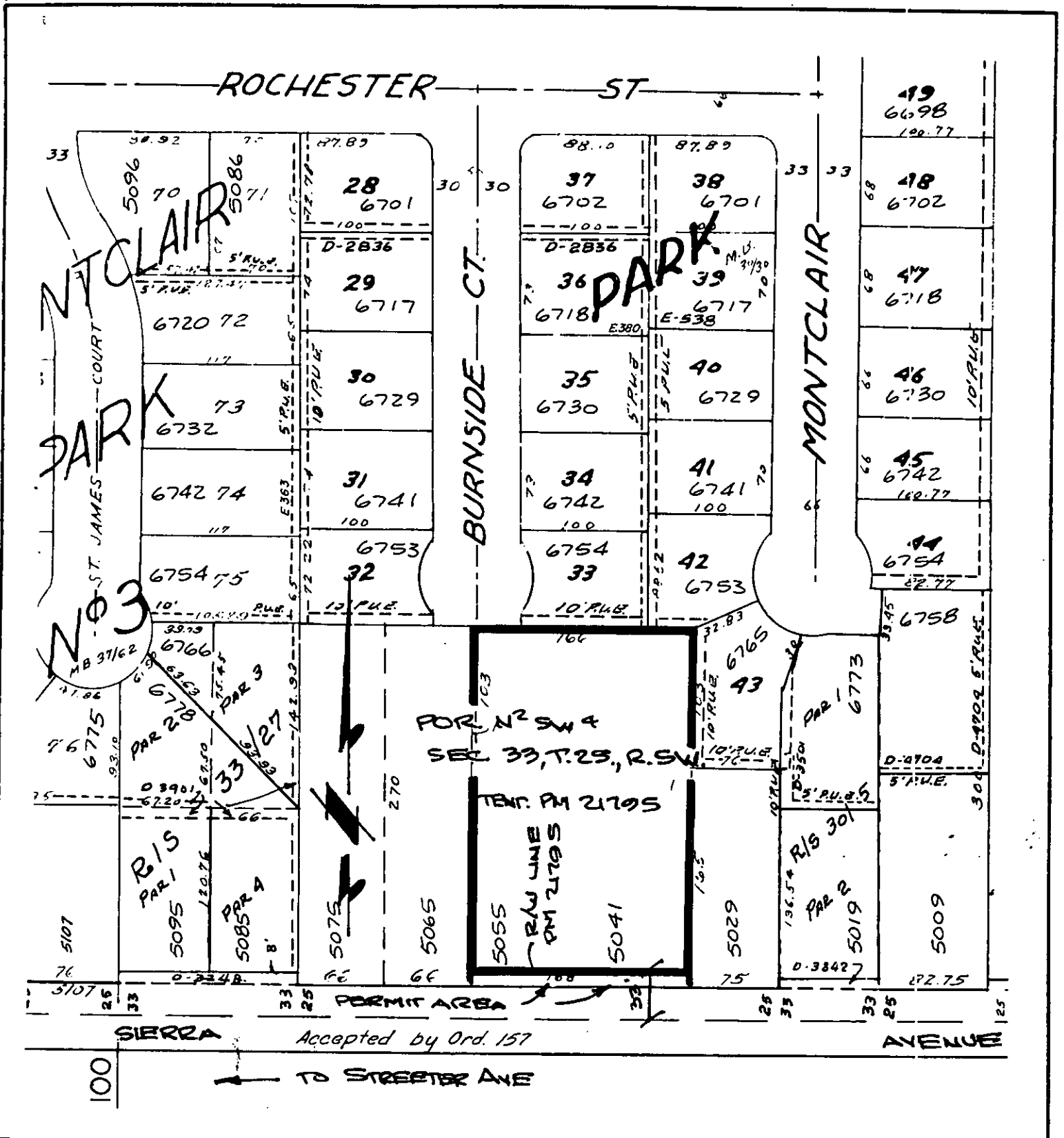
APPROVED AS TO FORM

John Woodhead
City Attorney

CITY MANAGER APPROVAL

Robert E. Jensen
City Manager

EXHIBIT "A"



• 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 2

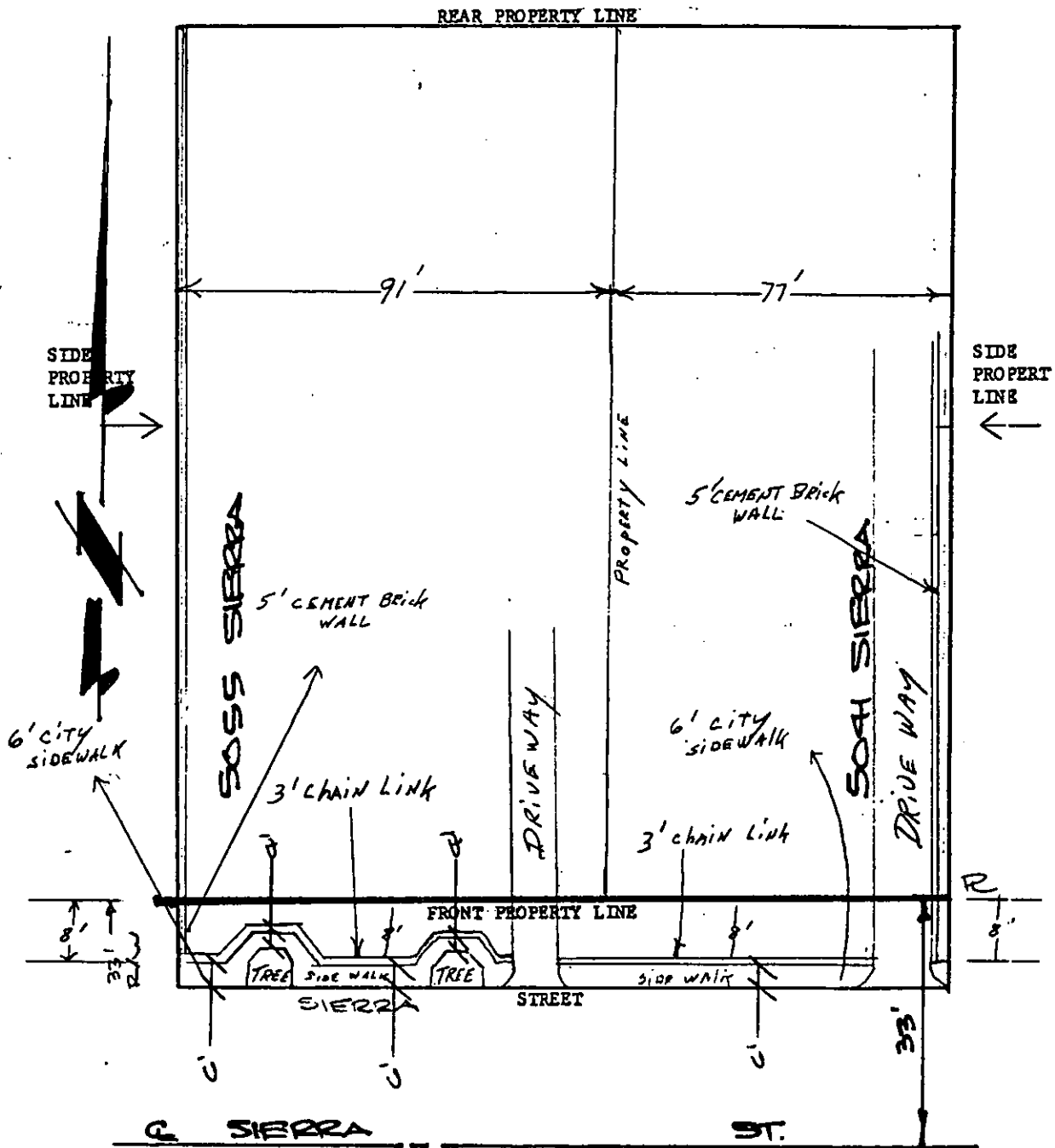
9/14

SCALE: 1" =

DRAWN BY WF DATE 7/2/87

SUBJECT PM 2179S

EXHIBIT "A"



• CITY OF RIVERSIDE, CALIFORNIA •

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SHEET 2 OF 2

4/14

SCALE: 1" = _____

DRAWN BY WF DATE 7/2/87

SUBJECT PM 21795

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