

ENCROACHMENT PERMIT

(to be completed by applicant)

ROBERT A. BUSTER & MARY J. HUMBOLDT, the XOwner Lessee of the property located at 7407 DUFFERIN AVENUE in the City of Riverside, Assessors Parcel No. 237-180-003 hereby requests permission to MAINTAIN AN EXISTING 10" PVC PRIVATE IRRIGATION PIPELINE

in the public right of way of DUFFERIN AVENUE /or the _____ easement at the _____ rear/_____ side/ front of said property. The attached drawing shows the requested encroachment. Upon issuance of this permit, I agree to comply with the attached terms and conditions.

I
69.7

Date 10-8-96

X Robert C. Buster

X

ENCROACHMENT PERMIT APPROVAL

(to be completed by City)

This permit shall become effective upon the approval of the Departments listed below. Issuance of this permit shall not be construed as a waiver of any other applicable permit or requirement, but is only revocable permission to use the land for the purpose described.

X Public Utilities Water B. Simpson 10/26/95

X Public Utilities Electric Bett Mainer 10/24/95

_____ Planning _____

X Parks and Recreation Tommy S. Nelson 10/27/95

_____ (other) _____

_____ (other) _____

Upon obtaining the above signatures, return this permit to the Public Works Department for final approval.

Date 10/30/95

W.A. Barry Bell
Public Works Director

Encroachment Permit No. 1371

E-1371

TERMS AND CONDITIONS

The following indicated terms and conditions apply to Encroachment Permit No. E - _____

1. **PUBLIC RIGHT-OF-WAY**

Permittee acknowledges that the area of encroachment is owned or controlled by the City of Riverside.

2. **NON-INTERFERENCE WITH PUBLIC IMPROVEMENTS**

Permittee acknowledges that the construction, maintenance or reconstruction of their improvements will not interfere in any way with existing or proposed City or utility facilities. Existing City facilities will require future maintenance, reconstruction and revisions and facilities may be added, any of which result in removal or alteration of Permittee's improvements without reimbursement to the Permittee.

3. **RELOCATION OF PERMITTEE'S IMPROVEMENTS**

Should City require the described property for a planned or proposed public improvement, City agrees to allow Permittee to reconstruct similar improvements at Permittee's expense within Dufferin Avenue subject to approval of the revised location by the Public Works Director and subject to Permittee amending this encroachment permit by revising the attached drawing to reflect the relocated improvements. Such approval by the Public Works Director shall not be unreasonably withheld.

4. **DEFAULT/REVOCATION**

If the City Council of the City of Riverside finds that the Permittee is in default of the terms of this permit, that shall be cause for revocation. Upon written notice of revocation, the Permittee shall, within the time prescribed by the City, remove all improvements placed, constructed or maintained. If the Permittee fails to abide by the removal order of the City, the City shall have the right to remove and destroy the improvements without reimbursement to the Permittee. The cost of such removal shall be paid by the Permittee to the City and shall constitute a debt owed to the City.

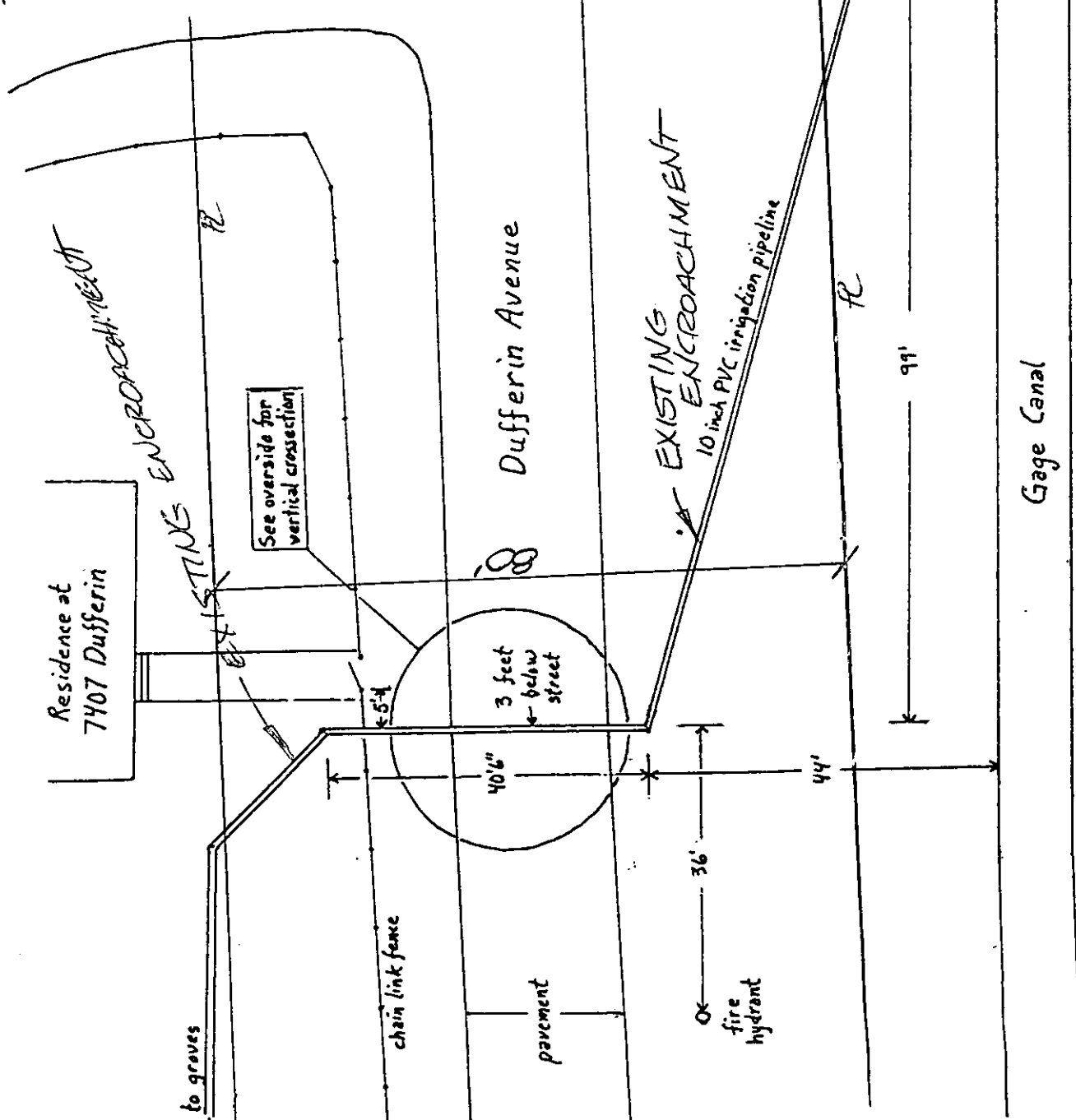
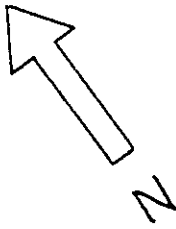
5. **HOLD HARMLESS & INDEMNIFICATION**

Permittee waives the right of claim, loss, damage or action against the City resulting from revocation, termination, removal of improvements or any action of the City, its officers, agents or employees taken in accordance with the terms herein. Permittee herewith agrees to hold the City of Riverside harmless from and against all claims, demands, costs, losses, damages, injuries, actions for damages and/or injuries, and liability in connection with the construction, encroachment, and/or maintenance to be done by Permittee within the described property.

6. **CONSTRUCTION & INSPECTION PERMITS**

Prior to the construction or reconstruction of Permittee's improvements within Dufferin Avenue, Permittee shall contact **UNDERGROUND SERVICE ALERT** to field locate existing utility lines. Any conflicts discovered will void the permit until acceptable revisions are made. Any work within street right-of-way shall be performed by a licensed contractor who shall obtain a **Street Opening Permit** or Construction Permit issued by the Public Works Department prior to commencement of construction.

Madison Street



Location of Replacement
Citrus Irrigation Pipeline
Crossing Dufferin Ave.
Southwesterly of Madison St.,
Serving 10.07 Acres,
AP's 237180003-0 & 237180002-9,
7407 & 7463 Dufferin Ave.,
Riverside, Calif. 92504
Robert A. Buster & Mary J. Humboldt
George Buster
Scale: 1 inch = 20 feet
June 1995

VERTICAL CROSS SECTION
 DUFFERIN AVENUE IRRIGATION
 PIPELINE CROSSING

