

ENCROACHMENT PERMIT

Pursuant to Resolution No. 11065 of the City of Riverside, permission is hereby granted to Martin Blumenthal and Virginia M. Blumenthal
3995 Market Street
Riverside, CA 92501

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

That portion of Market Street, a public right of way; adjacent to the southeasterly line of Lot 25 in Block 4 of Whittiers Subdivision, as shown by map on file in Book 3 of Maps at Page 8 thereof records of San Bernardino County California.

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:

To construct and maintain an 8 foot high wood construction barricade encroaching into said right of way a maximum of 2.00 feet, as shown by Exhibit 'A' attached and made a part hereof by this reference.

- 1a. Permittee agrees that any and all braces to said barricade shall be placed solely on permittee's property and shall in no instance be permitted to encroach on City sidewalk.
- 1b. Permittee also agrees to repair, at permittees expense any damage incurred upon said City sidewalk due to construction or removal of said barricade.

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: April 24, 1980

CITY OF RIVERSIDE, a municipal corporation

By Al Brown Mayor

Attest Bliss A. Hare City Clerk

The foregoing is accepted by:

[Signature]
Signature(s) of Permittee

APPROVED AS TO CONTENT

[Signature]
Department Head

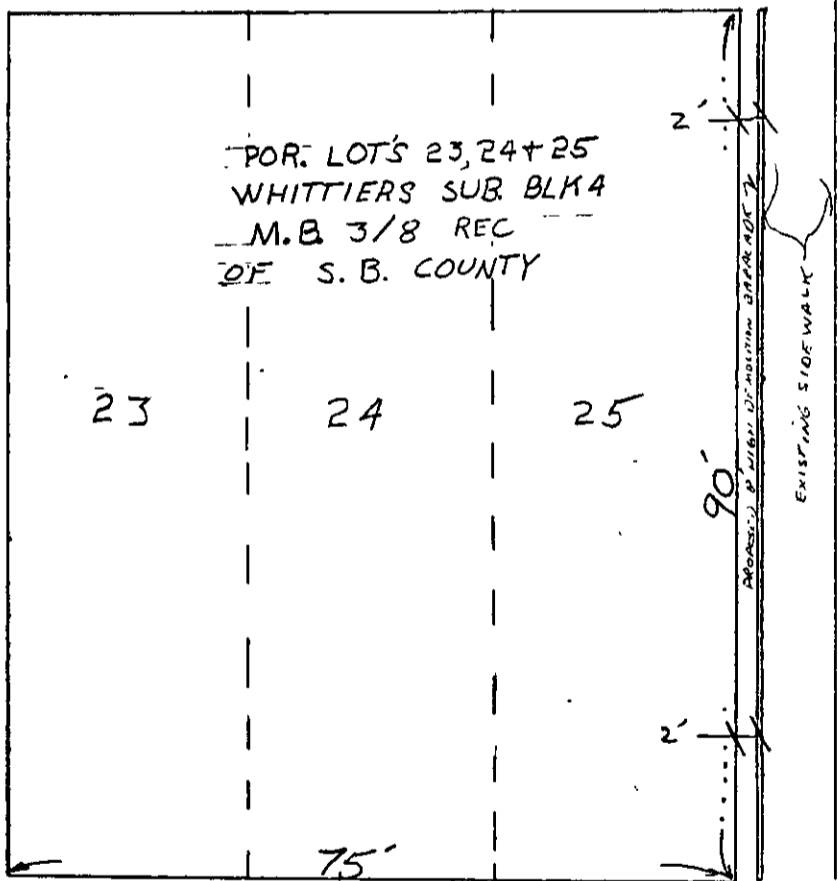
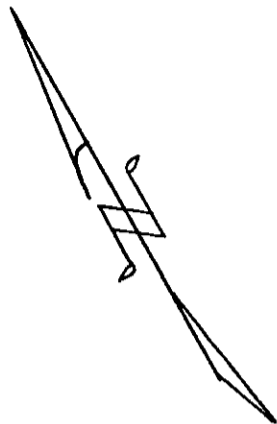
APPROVED AS TO FORM

[Signature]
City Attorney

CITY MANAGER APPROVAL

[Signature]
City Manager

EXHIBIT 'A'



TO UNIVERSITY AVE →
MARKET ST

TENTH ST

• CITY OF RIVERSIDE, CALIFORNIA •

LOTS 23, 24 + 25 OF WHITTIER SUB. BLK 4 M.B. 3/8

SHEET 1 OF 1

23 9/1

SCALE: 1" = 20'

DRAWN BY DRE. DATE 4/18/50

SUBJECT: Encroachment Permit - 3795 MARKET ST

E-751