

ENCROACHMENT PERMIT

Pursuant to Resolution No. 11065 of the City of Riverside, permission is hereby granted to Kenneth Durst and Patricia Durst
5395 College Avenue
Riverside, CA 92505

their heirs and assigns, hereinafter referred to as "Permittee" to use and occupy the following described property. That portion of a 12.00 foot water line easement adjacent to the northeasterly line of Lot 26 of Tract No. 6301-1 as shown by map on file in Book 93 of Maps, at Page 8 thereof, records of Riverside 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 a private swimming pool and a spa encroaching into said easement a maximum of 11.00 feet as shown by Exhibit "A" attached and made a part hereof by this reference.

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: Aug. 24, 1981

CITY OF RIVERSIDE, a municipal corporation
By Terry L. Grunzel Mayor
Attest Alison Lane Pro Tempore City Clerk

The foregoing is accepted by:

Kenneth W. Durst
(Signature(s) of Permittee)
Patricia A. Durst

APPROVED AS TO CONTENT

Fred Lentz 8/18/81
Department Head

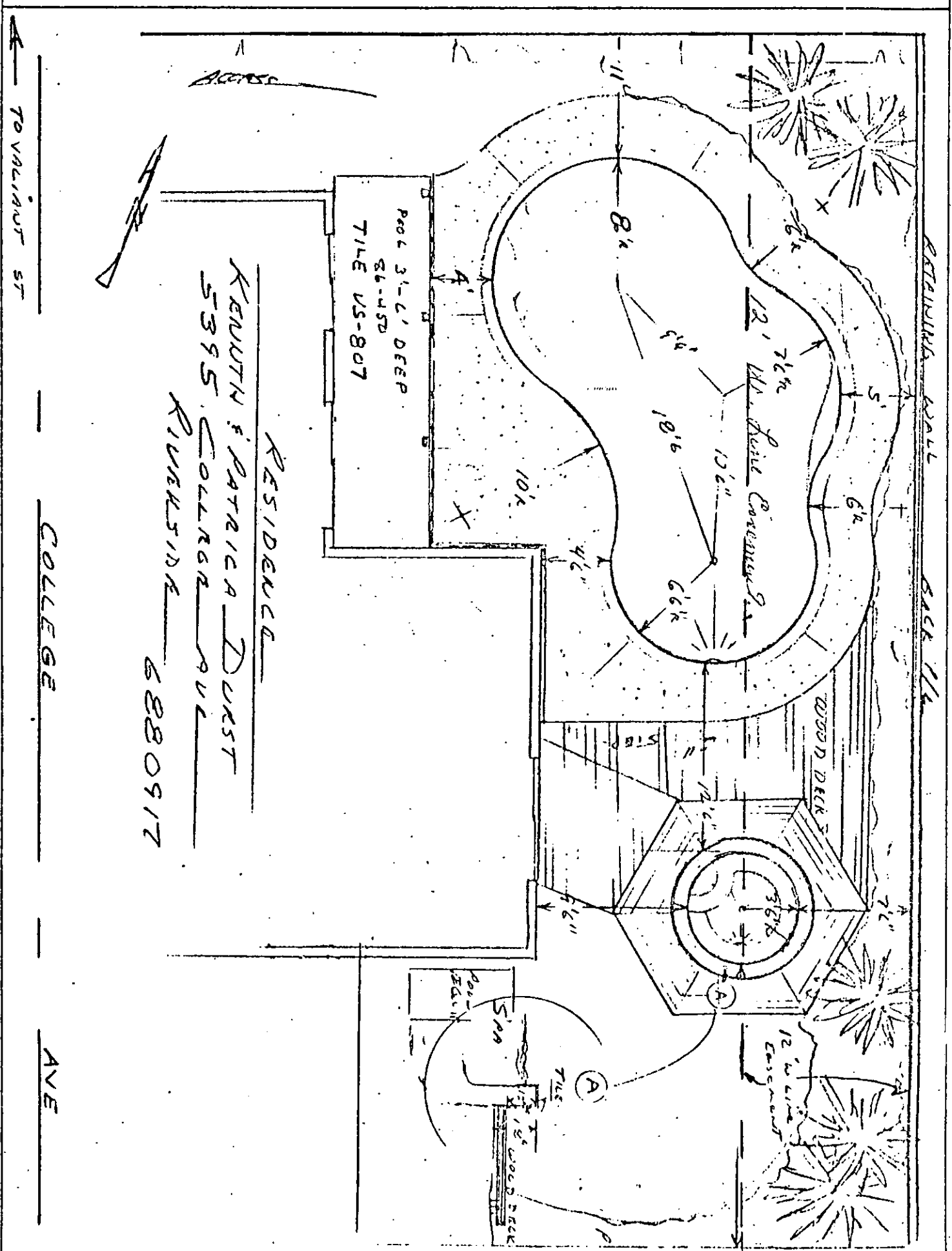
APPROVED AS TO FORM

John Woodhead
City Attorney

CITY MANAGER APPROVAL

[Signature]
City Manager

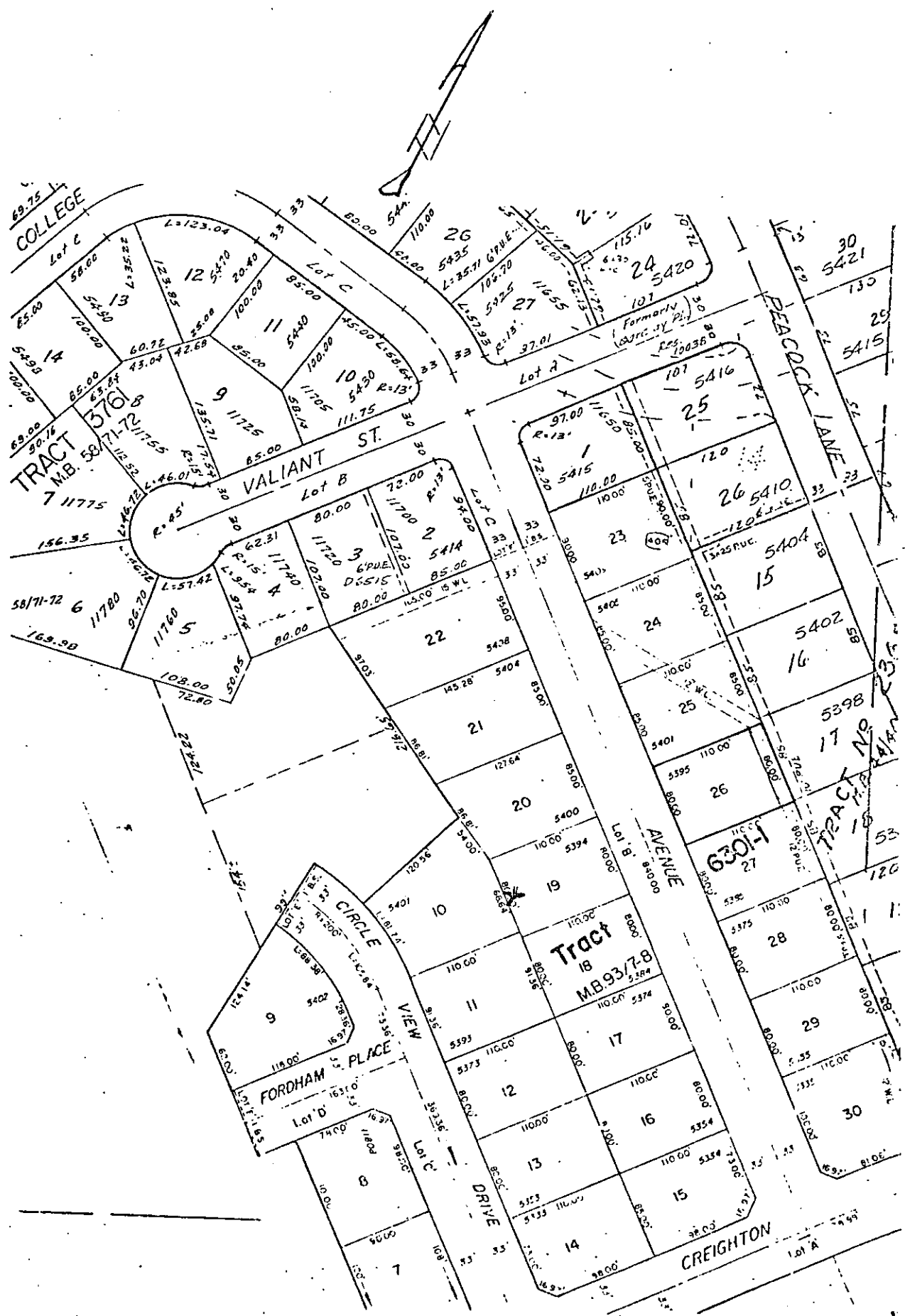
EXHIBIT 'A'



· CITY OF RIVERSIDE, CALIFORNIA ·

LOT 26 of TRACT NO 6301-1 MB 9319	SHEET 1 OF 2
SCALE: 1" = 10'-0" DRAWN BY P.B. DATE 8/18/81	SUBJECT: Encroachment Permit - 5395 COLLEGE

EXHIBIT 'A'



CITY OF RIVERSIDE, CALIFORNIA

SHEET 2 OF 2

SCALE: 1" = 100' DRAWN BY DDP DATE 9/19/81

SUBJECT: Encroachment Permit -

E-8021