

ENCROACHMENT PERMIT

Pursuant to Resolution No. 11065 of the City of Riverside, permission is hereby granted to GASTON and DONNA BACHELIER
8717 Continental Drive
Riverside, CA 92504

their heirs and assigns, hereinafter referred to as "Permittee" to use and occupy the following described property. A portion of the 12 foot wide special sewer and stoem drain easement lying easterly of Continental Drive adjacent to the northerly line of Lot 41, Tract 8266, MB 089/053 Riverside County Records and the southerly line of the Riverside Water Company Canal as shown on Exhibit "A", attached hereto,

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 construction and maintenance of a private swimming pool encroaching a maximum of 7 feet into said easement, and a 4 foot high retaining wall and planter wall encroaching 12 feet into said easement, both as shown on Exhibit "A".

1a. The Permittee herein acknowledges the presence of the sanitary sewer within the easement and the potential risk of damage to said sewer by construction of the pool and the potential risk of damage to the pool by maintenance or repair of the sewer. The Permittee hereby agrees to bear all reasonable costs of protecting the sewer from damage caused by any reason related to the pool and to bear all reasonable costs of repair or replacement of the sewer should it be damaged by any cause related to the pool.

1b. The Permittee agrees to construct said pool in a manner which will reduce the risk described in (1a) to the specifications of the Building Division.

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: May 9, 1985

CITY OF RIVERSIDE, a municipal corporation
By [Signature] Mayor
Attest Alicia A. Hill Pro Tempore City Clerk

The foregoing is accepted by:

[Signature]
(Signature(s) of Permittee)

[Signature]

APPROVED AS TO CONTENT

William D. Gardner
Department Head - Public Works

APPROVED AS TO FORM

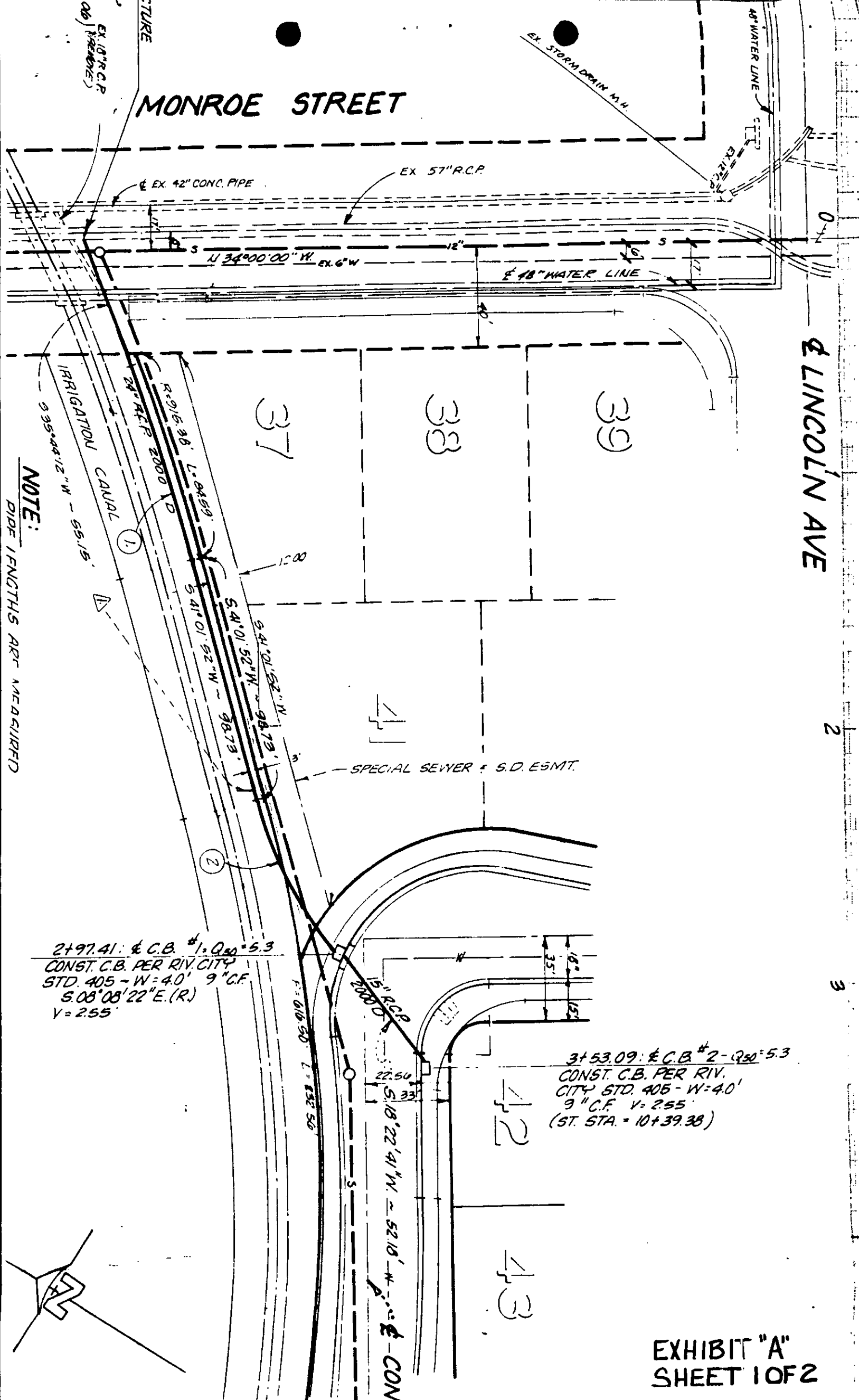
John Woodhead
City Attorney

CITY MANAGER APPROVAL

Robert C. Fremont
City Manager

MONROE STREET

LINCOLN AVE

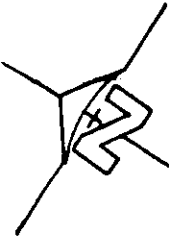


NOTE:

PIPE LENGTHS ARE MEASURED

2+97.41: & C.B. #1-Q50°5.3
 CONST. C.B. PER RIV. CITY
 STD. 405 - W=40' 9" C.F.
 S.08°08'22"E.(R)
 V=2.55'

3+53.09: & C.B. #2-Q50°5.3
 CONST. C.B. PER RIV.
 CITY STD. 405 - W=40'
 9" C.F. V=2.55'
 (ST. STA. = 10+39.38)



N34°00'00" 105.57

EXIST FENCE

4' RETAINING WALL

TOP

TOE

EXIST PLANTER

EXIST 24" STORM
EXIST 24" & STORM
78.00'
EXIST 12" SEWER
EXIST 12-14" DEEP
EXIST 12" SEWER
STORM DRAIN
EXIST 12" SEWER
EXIST 12" SEWER

SURCHARGE
FREE STANDING #340
(IN BASEMENT)

Pool

RESIDENCE

GARAGE

DRIVE

EQUIP

60.41'

60.41'

40.65'

10.00'

30.00'

62.10'

5' 6" 4' 4" 5' 4"

LIGHT SWITCHES