ENCROACHMENT PERMIT

Pursuant to Resolution No. 11065 of the City of Riverside, permission is hereby granted to James McIntyre and Barbara McIntyre
8231 Marie Street
Riverside, CA 92504

their heirs and assigns, hereinafter referred to as "Permittee" to use and occupy the following described property. All that portion of a 5 foot Public Utilities Easement adjacent to the northerly property line of Lot 36, as shown by a map of Riviera Estates, filed in Book 37 at Page 43 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 swimming pool with concrete decking extending into said easement a maximum of 4 feet as shown on attached Exhibit "A" made a part hereof by this reference.

1a. The Public Utilities Department will not be held responsible for the nuisance caused by birds on overhead wires, if any.

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.

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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: March 2, 1979

CITY OF RIVERSIDE, a municipal corporation

By [signature] Mayor

Attest [signature] City Clerk

The foregoing is accepted by:

[signature]
(Signature(s) of Permittee)
[signature]

APPROVED AS TO CONTENT

[signature] 2/29/79
Department Head

APPROVED AS TO FORM

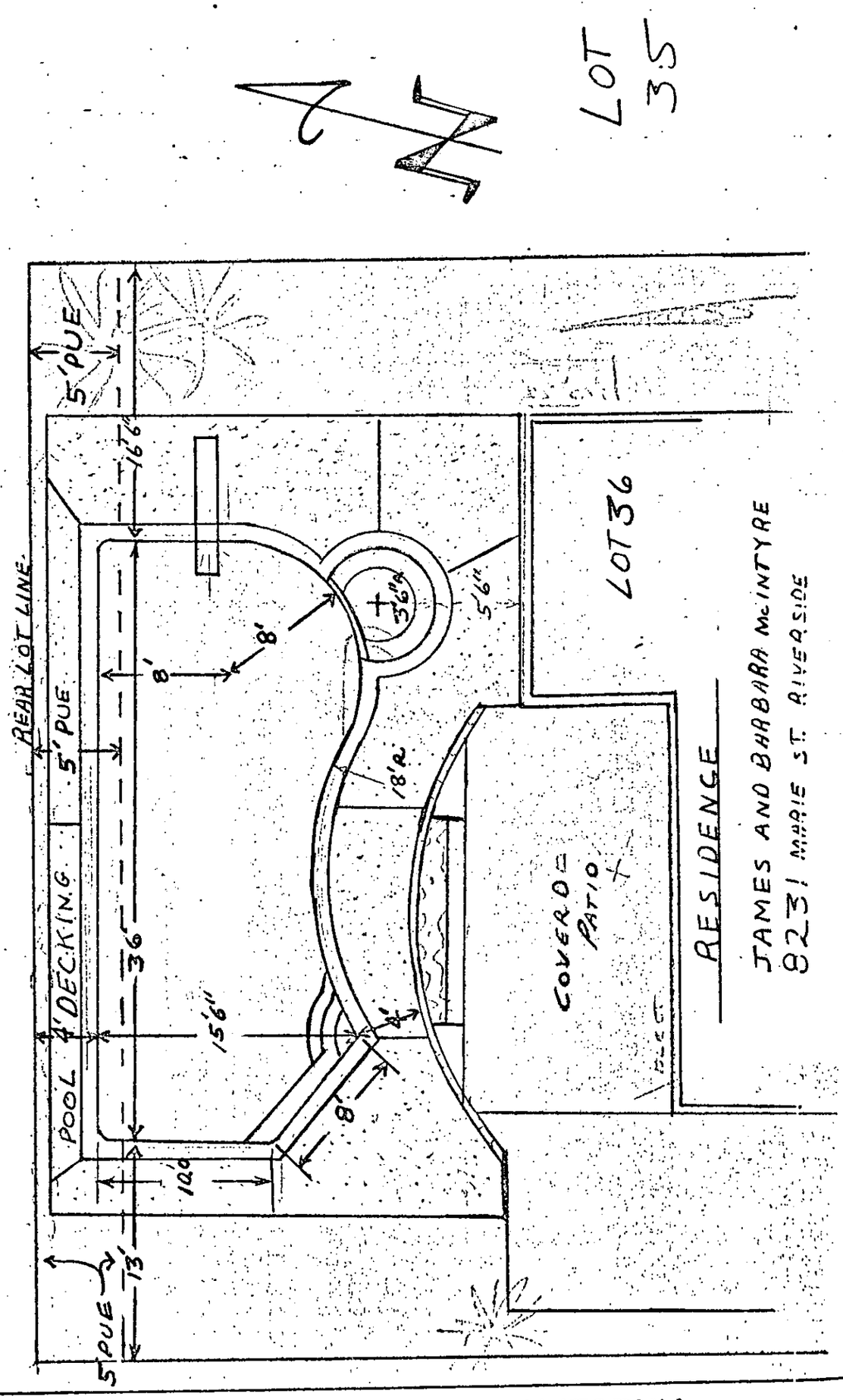
[signature]
City Attorney

CITY MANAGER APPROVAL

[signature]
City Manager

CL 415-A
(Rev. 8/68)

EXHIBIT 'A'



·CITY OF RIVERSIDE, CALIFORNIA·

LOT 36, RIVIERA ESTATES, MB 37/43	SHEET 1 OF 1	CB 5/17
SCALE: 1" = 8'	DRAWN BY Zed DATE 02/15/79	SUBJECT: Encroachment Permit - 8231 MARIE ST

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