

*Along Streeter Ave.  
at the UPRR tracks*  
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EASEMENT

C.L.D. No. 12311

THIS INDENTURE, made this 30th day of August, 1956, between LOS ANGELES & SALT LAKE RAILROAD COMPANY (formerly SAN PEDRO, LOS ANGELES & SALT LAKE RAILROAD COMPANY) and its lessee, UNION PACIFIC RAILROAD COMPANY, Utah corporations, First Parties, and CITY OF RIVERSIDE, a municipal corporation of the State of California, Second Party, WITNESSETH:

WHEREAS Second Party desires to acquire an easement in the property hereinafter described for the purpose of constructing, operating and maintaining thereon a public highway; and

WHEREAS First Parties are willing to grant an easement in said property to Second Party;

NOW, THEREFORE, in consideration of the premises, First Parties do, by these presents, grant, convey and confirm unto Second Party, subject to the conditions hereafter contained, an easement for the construction, operation and maintenance of a public highway across those two certain parcels of land situated in the City of Riverside, County of Riverside, State of California, and being those portions of the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 32 and the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 33, Township 2 South, Range 5 West, S. B. B. & M., more particularly described as follows:

PARCEL 1:

That portion of the east  $\frac{1}{4}$  feet of said Section 32 lying within the 95-foot right of way of the Los Angeles & Salt Lake Railroad Company (formerly San Pedro, Los Angeles & Salt Lake Railroad Company) as described in deed recorded in Book 163, page 85 of Deeds, records of said County. Excepting therefrom that portion thereof lying within Streeter Avenue 50 feet in width.

PARCEL 2:

That portion of the west  $\frac{1}{4}$  feet of said Section 33 lying within the 50-foot right of way of the Los Angeles & Salt Lake Railroad Company (formerly San Pedro, Los Angeles & Salt Lake Railroad Company) as described in deed recorded in Book 123, page 180 of Deeds, records of said county. Excepting therefrom that portion thereof lying within Streeter Avenue 50 feet in width.

This grant is subject and subordinate to the prior and continuing right and obligation of First Parties and their successors to use and maintain their entire railroad right of way and property in performance of their duty as a common carrier and is also subject to the right and power of First Parties and their successors in interest or ownership of said railroad right of way and property to construct, maintain, use and operate, on the present or other grade, existing or additional railroad tracks and appurtenances thereto, including water and fuel pipe lines and conduits, and telegraph, telephone, signal, power transmission and other electric lines, and other railroad facilities and structures of any kind upon, along or across any or all parts of said land above described, all or any of which may be freely done at any time or times by First Parties or their successors without liability to Second Party or to anyone else for compensation or damage, provided said highway shall not be interfered with except as necessary during work on said railroad and appurtenances.

1 This instrument is subject to all conditions, limitations,  
2 restrictions, encumbrances or interests of any person which may  
3 affect the said land; and the word "grant" as used herein shall not  
4 be construed as a covenant against the existence of any thereof.

5 When the Second Party or its successors shall cease to use the  
6 land above described for highway purposes, the easement and right  
7 of way herein granted shall terminate, and all rights herein  
8 granted shall revert to First Parties, their successors or assigns.

9 IN WITNESS WHEREOF, the First Parties have caused this instru-  
10 ment to be executed upon the date first above written.

11 LOS ANGELES & SALT LAKE RAILROAD COMPANY  
12 UNION PACIFIC RAILROAD COMPANY

13 By /s/ A. E. Stoddard  
14 President

15 Attest:

16 /s/ F. D. Cope  
17 Assistant Secretary

18 Acknowledged by (/s/) John W. Haller, Notary Public  
19 State of Nebraska, County of Douglas

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RESOLUTION NO. 7884

RESOLUTION OF THE CITY COUNCIL OF THE CITY  
OF RIVERSIDE, CALIFORNIA, ACCEPTING AN EASEMENT

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BE IT RESOLVED, that an Easement, dated August 30, 1956, executed by the Los Angeles and Salt Lake Railroad Company, and the Union Pacific Railroad Company, by A. E. Stoddard, President, and F. D. Cope, Assistant Secretary, granting to the City of Riverside an Easement for the construction, operation and maintenance of a public highway across those portions of the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 32 and the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 33, Township 2 South, Range 5 West, S. B. B. & M., being more particularly described in said easement, be, and the same is hereby, officially accepted.

ADOPTED by the City Council, signed by the Mayor and attested by the City Clerk this 27th day of August, 1957.

E. J. Sales  
Mayor of the City of Riverside

ATTEST:

W. G. Waite  
City Clerk of the City of Riverside.

I, W. G. Waite, City Clerk of the City of Riverside, California, hereby certify that the foregoing resolution was duly and regularly introduced and adopted by the City Council of said City, at its meeting held on the 27th day of August, 1957, by the following vote:

Ayes: Councilmen Backstrand, Bergin, Bonnett, Johnson, O'Neill, Smutz and Voris.

Noes: None.

Absent: None.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this 27th day of August, 1957.

W. G. Waite  
City Clerk of the City of Riverside.

PORTION NW 1/4 NW 1/4  
SEC. 33 T2S R5W S.B.B.M.

PORTION

T2



SCALE: 1"=100

PORTION OF NE 1/4 NE 1/4  
SEC. 32 T2S R5W S.B.B.M.

WATER

237.47

24.95

55.97

133.27

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249.3

25' 25'

DEWEY AVE.

DEWEY AVE.

SEC. CORNER

HALECREST SUN GARDENS  
UNIT NO. 2

M.B. 29/80 REC. RIV. Co.