

PERPETUAL SEWER RIGHT OF WAY EASEMENT

1 The Bank of America, National Trust & Savings Association,  
2 Executor of the Estate of Evalyn R. Graser, does grant to  
3 the City of Riverside a perpetual right of way easement to  
4 excavate and grade for, lay, construct, maintain, use, oper-  
5 ate, reconstruct, enlarge, improve, replace, repair, inspect,  
6 patrol, remove and abandon in place, one or more sewers with  
7 manholes, connections and appurtenant structures, drainage  
8 structures, tunnels and fills, now or hereafter proper and  
9 convenient for collecting, conducting and carrying sewage,  
10 upon, over and across the following described real property  
11 situate in the County of Riverside, State of California, and  
12 described as follows, to-wit:

13 That portion of Lot 4 of Evans Rio Rancho as shown by  
14 map on file in Book 10, pages 52, 53 and 54, of Maps,  
15 Records of Riverside County, California, more particularly  
16 described as follows:-

17 A uniform strip of land, 32 feet in width whose Northerly  
18 line shall be a perpendicular distance of 22 feet and  
19 whose Southerly line shall be a perpendicular distance  
20 of 10 feet from the hereinafter described base-line.

21 Commencing at a point on the Southwesterly line of  
22 that parcel of land conveyed to Evalyn R. Graser by deed  
23 recorded November 7, 1940 in Book 481, at page 320,  
24 Official Records, Riverside County, California; said  
25 point on said Southwesterly line bears Southeasterly  
26 along said Southwesterly line a distance of 205.62 feet  
27 from the most Westerly corner of said conveyed parcel of  
28 land; Thence N 47° 34' 58" E over and across said  
29 conveyed parcel of land a distance of 719.43 feet to a  
30 point on the centerline of Tequesquite Avenue which bears  
31 N 74° 07' 51" E (recorded N 74° 11E) a distance of  
32 518.23 feet from the most Northerly corner of Lot 182  
of the Southern California Colony Association Lands as  
shown by map on file in Book 7 at page 3, of Maps,  
Records of San Bernardino County, California.

Excepting therefrom that portion included in  
Tequesquite Avenue.

The Northerly and Southerly side-lines of said easement  
shall be lengthened or shortened to terminate Southwesterly  
on the said Southwesterly line of said conveyed parcel of  
land and Northeasterly on the Southerly line of Tequesquite  
Avenue.

Together with a right of the City of Riverside, its officers,  
employees, agents and independent contractors, to enter upon

Book 2204/559  
Jan. 10, 1958  
Res. 8040

*Book  
original Sewer*

1 and to pass and repass over and along the right of way easement  
2 herein granted, on foot or with teams, trucks, automobiles,  
3 tractors and other mobile equipment, for all purposes in the  
4 exercise and enjoyment of the right of way easement and rights  
5 herein granted; together with the right to deposit tools, equip-  
6 ment, machinery and materials convenient therefor.

7 The consideration paid for this easement was fixed by agree-  
8 ment of the parties, and it was and is understood and agreed that  
9 the top of the sewer pipe line shall be laid at least two feet below  
10 the average surface of the land prevailing at the date of execution  
11 of this instrument, and that the grantor reserve the right to  
12 irrigate and cultivate the surface of the land and conduct farming  
13 operations. Each of them, the grantors and grantees, agree not to  
14 unreasonably interfere with the operations of the other.

15 TEMPORARY CONSTRUCTION PERIOD EASEMENT

16 A temporary construction period right of way easement is  
17 hereby granted to the City of Riverside for a term which shall  
18 expire October 31, 1958 over and along a strip of land 20 feet in  
19 width lying northerly of and adjacent to the northerly, westerly  
20 and/or northwesterly line of the perpetual right of way easement  
21 heretofore granted, for use by the City of Riverside, its officers,  
22 employees, agents and independent contractors for ingress to and  
23 egress from the perpetual right of way easement heretofore granted  
24 for all purposes proper and convenient for the construction and  
25 completion of the sewer thereon, and also for the deposit of tools,  
26 equipment, machinery, vehicles, materials and supplies convenient  
27 and proper for the performance of said work.

28 The City of Riverside may remove fences and structures from  
29 the temporary right of way easement during the term thereof, and  
30 do such grading as may be required to make the right of way avail-  
31 able for use for the permitted purposes. Upon the expiration of  
32 the term of the temporary right of way easement, the City of

1 Riverside shall promptly, at its own expense, replace any fence  
2 or structures which were removed and shall restore the surface of  
3 the temporary right of way easement to substantially the grades  
4 existing at the time of entry thereon by the City of Riverside.  
5

6 DATED: 12-31-57

7 BANK OF AMERICA, NATIONAL TRUST AND  
8 SAVINGS ASSOCIATION, Executor of the  
estate of Evalyn R. Graser.

9 By /s/ L. Clay Freeman  
10 Vice President

11 By /s/ Roy Stenborg  
12 Trust Officer

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*Jerry*

*Graser*

RESOLUTION NO. 8040

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RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, ACCEPTING A PERPETUAL SEWER RIGHT OF WAY EASEMENT

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BE IT RESOLVED, that a Perpetual Sewer Right of Way Easement, dated December 31, 1957, executed by the Bank of America, National Trust and Savings Association, Executor of the Estate of Evalyn R. Graser, by L. Clay Freeman, Vice President, and Ray Stenborg, Trust Officer, granting to the City of Riverside, a perpetual right of way Easement to excavate and grade for, lay, construct, maintain, use, operate, reconstruct, enlarge, improve, replace, repair, inspect, patrol, remove and abandon in place, one or more sewers with manholes, connections and appurtenant structures, drainage structures, tunnels and fills, for collecting, conducting and carrying sewage upon, over and across a portion of Lot 4 of Evans Rio Rancho, as shown by map on file in Book 10, Pages 52, 53 and 54 of Maps, Records of Riverside County, California, 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 7th day of January, 1958.

*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 7th day of January, 1958, 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 7th day of January, 1958.

OFFICE OF PUBLIC WORKS  
JAN 10 1958  
**RECEIVED**  
*W. G. Waite*  
City Clerk of the City of Riverside.

*1/2*

# PLA 1

## SHOWING EASEMENT TO BE ACQUIRED FOR OUTFALL SEWER

