

When recorded mail to:

City Clerk's Office
City of Riverside
City Hall, 3900 Main Street
Riverside, California 92522

DOC # 2002-446762

08/14/2002 08:00A Fee:NC

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Recorded in Official Records

County of Riverside

Gary L. Orso

Assessor, County Clerk & Recorder



FREE RECORDING

This instrument is for the benefit of the City of Riverside and is entitled to be recorded without fee (Government Code §6103)

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FOR RECORDER'S OFFICE USE ONLY

Project: Building Permit

A.P.N. 191-060-013 &- 014

D - 14953



AVIGATION EASEMENT
(RIVERSIDE MUNICIPAL AIRPORT)

WHEREAS WAYNE LISCIO, a married man as his sole and separate property hereinafter referred to as the "Grantor", is/are the owner(s) in fee of that certain real property situated in the City of Riverside, County of Riverside, State of California, described in **Exhibit "A"**, attached hereto and incorporated herein by this reference, hereinafter called "the property of the Grantor"; and

WHEREAS the property of the Grantor is located within the Airport Influence Area for the Riverside Municipal Airport operated by the City of Riverside; and

WHEREAS the Grantor has sought approval from the City of Riverside for the development of the property of the Grantor by the project above-referenced; and

WHEREAS the City of Riverside has conditioned the approval of such project by requiring the granting of an avigation easement over the property of the Grantor;

NOW, THEREFORE FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, GRANTOR does hereby grant to the CITY OF RIVERSIDE, a municipal corporation of the State of California, hereinafter referred to as "Grantee", its successors and assigns, for the use and benefit of the public, a perpetual easement and right of flight

appurtenant to the Riverside Municipal Airport for the passage of aircraft by whomsoever owned and operated in the airspace above the surface of the property of the Grantor as described in said **Exhibit "A"**, together with the right to cause in said airspace such noise, sound or shock waves, vibrations, dust, smoke, odors, fumes, fuel particles and other related conditions that may be inherent in the operation of aircraft landing at, taking off from or operating at or on the Riverside Municipal Airport. "Aircraft" is defined for the purposes of this instrument as any contrivance now known or hereinafter invented, used or designed for navigation of or flight in the air.

Grantor hereby acknowledges that the Riverside Municipal Airport is an operating airport subject to increases in the intensity of use and operation, including present and future noise, sound or shock waves, vibrations, dust, smoke, odors, fumes, and fuel particles and related conditions, and Grantor hereby fully waives, remises and releases any right or cause of action which Grantor may now or in the future have against Grantee, its successors and assigns, due to such noise, sound or shock waves, vibrations, dust, smoke, odors, fumes, fuel particles and other related conditions that may be caused by the operation of aircraft landing at or taking off from, or operating at or on the Riverside Municipal Airport. Said waiver and release shall include, but not be limited to, claims known or unknown for damages for physical or emotional injuries, discomfort, inconvenience, property damage, interference with use and enjoyment of property, diminution of property values, nuisance or inverse condemnation or for injunctive or other extraordinary or equitable relief.

Grantor, on the behalf of Grantor and the successors and assigns of Grantor, agrees not to construct or permit the construction or growth of any structure, tree or other object that obstructs or interferes with the use of the rights herein granted or that creates electrical interference with radio communication between any installation at the Riverside Municipal Airport and aircraft, or to cause difficulty for pilots to distinguish between airport lights and

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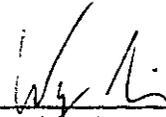
other lights or to impair visibility in the vicinity of the Riverside Municipal Airport, or to otherwise endanger the landing, take-off, or maneuvering of aircraft on or at said Riverside Municipal Airport.

The foregoing grant of easement shall not be considered as otherwise prohibiting the use of the property of the Grantor for any lawful purpose below minimum flight altitudes for aircraft presently authorized or hereafter authorized by the appropriate federal or state authority, provided all applicable federal, state and local regulations pertaining to height restrictions are adhered to.

IT IS UNDERSTOOD AND AGREED that this easement and the rights and restrictions herein created shall run with the land and shall be binding upon the Grantor and the heirs, administrators, executors, successors and assigns of Grantor.

Dated

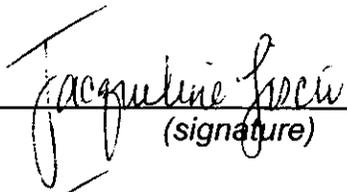
8-2-02



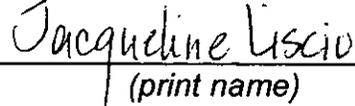
Wayne Liscio

SPOUSAL RELEASE
Quitclaim

I am the spouse of Wayne Liscio, and I hereby remise, release and forever quitclaim to the City of Riverside, a municipal corporation of the State of California, any rights, title or interest in the above described property I may have, including any and all community property interest therein.



(signature)



(print name)

Concurs with:



John Sabatello, Airport Director



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CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California
 County of RIVERSIDE } ss.

On AUGUST 5, 2002 before me, CHERYL L GODSHALL Notary Public
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")
 personally appeared JACQUELINE LISCIU
Name(s) of Signer(s)

personally known to me
 proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.
Cheryl L Godshall
Signature of Notary Public

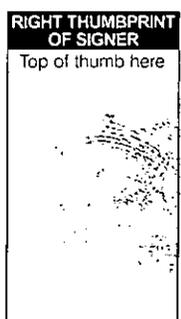
Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document
 Title or Type of Document: AVIGATION EASEMENT
 Document Date: AUGUST 2, 2002 Number of Pages: 6
 Signer(s) Other Than Named Above: WAYNE LISCIU

Capacity(ies) Claimed by Signer
 Signer's Name: _____
 Individual
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Attorney in Fact
 Trustee
 Guardian or Conservator
 Other: _____



Signer Is Representing: _____

GENERAL ACKNOWLEDGEMENT

State of California
County of RIVERSIDE } ss

On AUGUST 9 2002, before me CHERYL L GODSHALL Notary Public
(date) (name)

a Notary Public in and for said State, personally appeared

WAYNE LISCIO

Name(s) of Signer(s)

personally known to me - OR - proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies); and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Cheryl L Godshall

Signature

OPTIONAL SECTION

CAPACITY CLAIMED BY SIGNER

- () Attorney-in-fact
- () Corporate Officer(s)

Title _____

Title _____

- () Guardian/Conservator
- () Individual(s)
- () Trustee(s)
- () Other

- () Partner(s)
- () General
- () Limited

The party(ies) executing this document is/are representing:

**CERTIFICATE OF ACCEPTANCE
(Government Code Section 27281)**

THIS IS TO CERTIFY that the interest in real property conveyed by the within instrument to the City of Riverside, California, a municipal corporation, is hereby accepted by the undersigned officer on behalf of the City Council of said City pursuant to authority conferred by Resolution No. 18233 of said City Council adopted May 11, 1993, and the grantee consents to recordation thereof by its duly authorized officer.

Dated 8/8/02

APPROVED AS TO FORM
CITY ATTORNEYS OFFICE

BY [Signature]
Deputy City Attorney

CITY OF RIVERSIDE

[Signature]
Real Property Services Manager
of the City of Riverside

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EXHIBIT A

Project: BP - 4664 and 4674 Jackson Street

PARCEL 1:

THAT PORTION OF LOT 16 IN BLOCK 2 OF THE LANDS OF THE RIVERSIDE LAND AND IRRIGATION COMPANY, IN THE CITY OF RIVERSIDE, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 1, PAGES) 70 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF RIVERSIDE COUNTY, CALIFORNIA, DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE NORTHWESTERLY LINE OF SAID LOT WITH THE SOUTHWESTERLY LINE OF JACKSON STREET; THENCE SOUTHEASTERLY ON SAID SOUTHWESTERLY LINE OF JACKSON STREET, 132 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTHWESTERLY, PARALLEL WITH THE NORTHWESTERLY LINE OF SAID LOT, 150 FEET; THENCE SOUTHEASTERLY, PARALLEL WITH THE SOUTHWESTERLY LINE OF JACKSON STREET 132 FEET; THENCE NORTHEASTERLY PARALLEL WITH THE NORTHWESTERLY LINE OF SAID LOT, 150 FEET TO THE SOUTHWESTERLY LINE OF JACKSON STREET, THENCE NORTHWESTERLY ON SAID SOUTHWESTERLY LINE OF JACKSON STREET, 132 FEET TO THE TRUE POINT OF BEGINNING:

EXCEPTING THEREFROM THE SOUTHEASTERLY 66 FEET THEREOF AS MEASURED ALONG THE SOUTHWESTERLY LINE OF JACKSON STREET, AS CONVEYED IN DEED RECORDED FEBRUARY 15, 1881, AS INSTRUMENT NO. 21762, OFFICIAL RECORDS OF RIVERSIDE COUNTY, CALIFORNIA, SAID LAND IS ALSO SHOWN IN RECORDS OF SURVEY BOOK 19, PAGE 48, OF RECORDS OF SURVEY, RECORDS OF RIVERSIDE COUNTY, CALIFORNIA.

ALSO EXCEPTING THEREFROM THAT PORTION CONVEYED TO THE CITY OF RIVERSIDE, BY DEED RECORDED JUNE 22, 1984 AS INSTRUMENT NO. 134874, OF OFFICIAL RECORDS OF RIVERSIDE COUNTY, CALIFORNIA.

PARCEL 2:

THAT PORTION OF LOT 16 IN BLOCK 2 OF LANDS OF RIVERSIDE LAND AND IRRIGATION COMPANY, AS PER MAP RECORDED IN BOOK 1, PAGE 70 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF RIVERSIDE COUNTY, CALIFORNIA, DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE NORTHWESTERLY LINE OF SAID LOT WITH THE SOUTHWESTERLY LINE OF JACKSON STREET; THENCE SOUTH 34° 15' 30" EAST, ON THE SOUTHWESTERLY LINE OF JACKSON STREET; A DISTANCE OF 198.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 55° 44' 00" WEST, PARALLEL WITH THE NORTHWESTERLY LINE OF SAID LOT, A DISTANCE OF 150.00 FEET; THENCE SOUTH 34 DEGREES 15'30" EAST, PARALLEL WITH THE SOUTHWESTERLY LINE OF JACKSON STREET, A DISTANCE OF 66.00 FEET; THENCE NORTH 55 DEGREES 44° 00" EAST, PARALLEL WITH THE NORTHWESTERLY LINE OF SAID LOT, A DISTANCE OF 150.00 FEET; TO THE SOUTHWESTERLY LINE OF JACKSON STREET; THENCE NORTH 34 DEGREES 15' 30" WEST. ON SAID SOUTHWESTERLY LINE OF JACKSON STREET, A DISTANCE OF 66.00 FEET TO THE TRUE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM THAT PORTION CONVEYED TO THE CITY OF RIVERSIDE, BY DEED RECORDED JUNE 22, 1984 AS INSTRUMENT NO 134873, OF OFFICIAL RECORDS OF RIVERSIDE COUNTY, CALIFORNIA.

DESCRIPTION APPROVAL


CITY OF RIVERSIDE



