

ENCROACHMENT PERMIT

Pursuant to Resolution No. 11065 of the City of Riverside, permission is hereby granted to

Loma Linda University (La Sierra Campus)

4700 Pierce Street

Riverside, California 92505

Attn: John Cluff CLOUGH

Physical Plant Department

its heirs and assigns, hereinafter referred to as "Permittee" to use and occupy the following described property: Portion of the existing Public Right of Way of PIERCE STREET located between RALEY DRIVE and SIERRA VISTA STREET; said right of way of Pierce Street being bounded easterly by the easterly line of Parcel 2 of that certain parcel of land conveyed to the City of Riverside by deed recorded May 15, 1972 as Instrument No. 62907 of Official Records of Riverside County, California, and being bounded westerly by the easterly line of that certain parcel of land vacated by Resolution No. 11983 of the City Council of the City of Riverside, dated October 24, 1972; said Resolution being recorded October 26, 1972 as Instrument No. 143067 of Official Records of said Riverside County; said right of way being located in the west half of Section 15, T.3.S., R.6 W., S.B.M.,

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 12-inch water main encroaching into said public right of way of Pierce Street, as shown by Exhibit "A" attached hereto and made a part of this document.

1A. Permittee shall be responsible for any damage caused to any existing utilities, sidewalk, pavement and curb and gutter, and Permittee shall repair same to the specifications of the Public Works Department of the City of Riverside.

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 12, 1975 CITY OF RIVERSIDE, a municipal corporation
By [Signature] Mayor
Attest Alice A. Harv City Clerk

The foregoing is accepted by:

Loma Linda University by John R. Dough
(Signature(s) of Permittee)

APPROVED AS TO CONTENT

William D. Gardner
Department Head

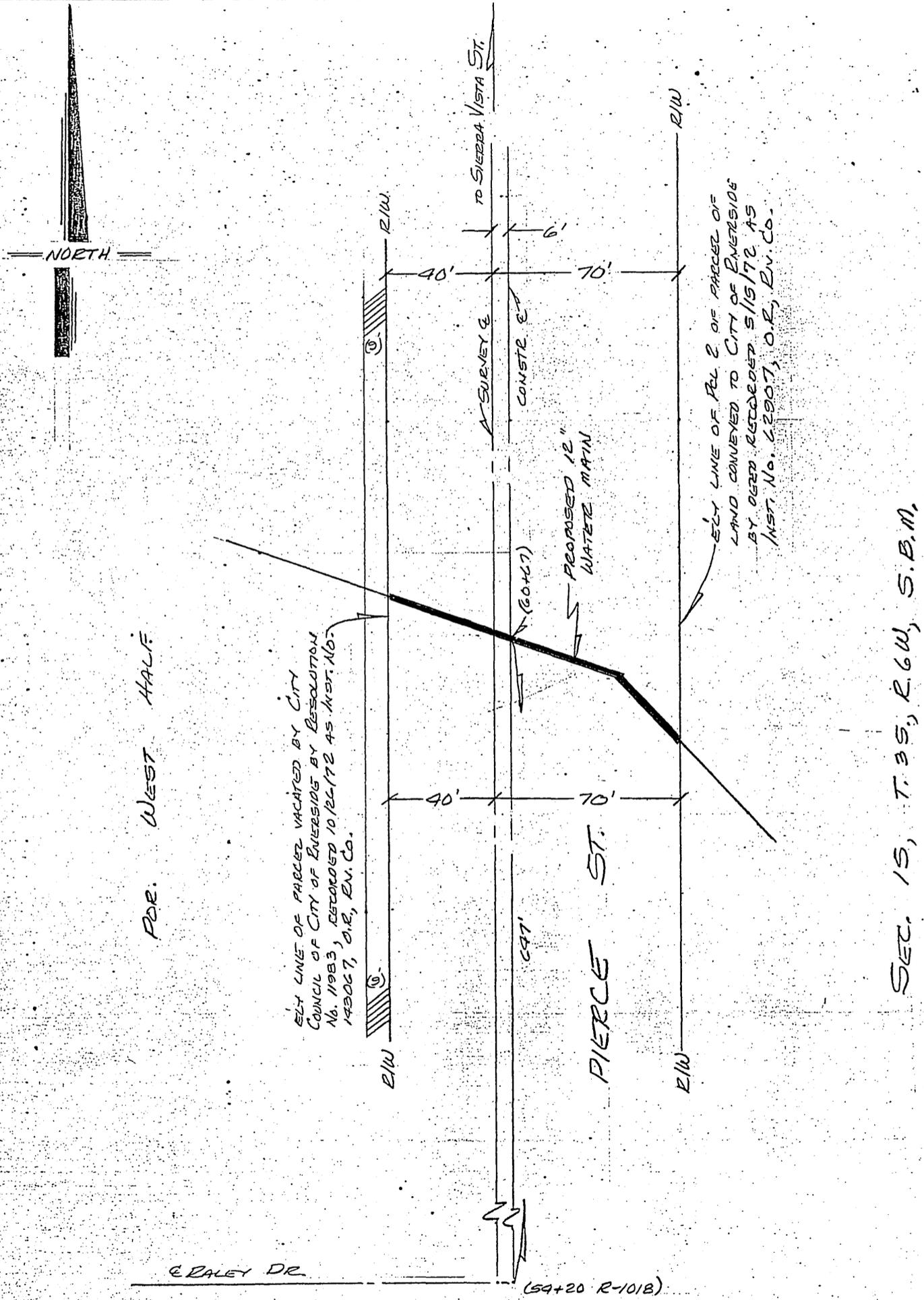
APPROVED AS TO FORM

John Woodhead
City Attorney

CITY MANAGER APPROVAL

[Signature]
City Manager

EXHIBIT 'A'



CITY OF RIVERSIDE, CALIFORNIA

SHEET 1 OF 1

6/29

SCALE: 1" = 50'

DRAWN BY WF DATE 4/21/75

SUBJECT: Encroachment Permit -

E-306

SEC. 15, T. 35, R. 6W, S. 6N.