

EASEMENT

THIS INSTRUMENT, made this 7th day of December, in the year of our Lord, Nineteen Hundred and Fifty-six, between JOSEPH TAVAGLIONE, JR. and JACQUELINE TAVAGLIONE, husband and wife, parties of the first part, and the CITY OF RIVERSIDE, a municipal corporation of the State of California, the party of the second part:

WITNESSETH: That the said parties of the first part, for a valuable consideration, receipt of which is hereby acknowledged, do by these presents grant unto said party of the second part, a perpetual easement and right-of-way for the construction, inspection, maintenance, operation and repair of PUBLIC UTILITIES, hereinafter termed "structures", in, under and along that certain parcel of land in the City of Riverside, County of Riverside, State of California, described as follows, to-wit:

A strip of land of the uniform width of ten (10) feet over a portion of the South Half of the Southeast Quarter of Section 34, T2S, R5W, S. B. B. & M., the center line being more particularly described as follows:

PARCEL 1

Commencing at the Southwesterly corner of Lot 8, Fairview Heights Subdivision as recorded in Book 14, Page 50 of Maps, Records of Riverside County, California;
Thence N. 89° 20' E. a distance of thirteen (13) feet;
Thence S. 0° 02' W., a distance of one hundred forty-nine (149.0) feet to the Northwesterly corner of Parcel 1, as shown by Map on file in Book 24, page 14, Records of Survey, Records of Riverside County, to the true point of beginning of the parcel to be described;
Thence N. 89° 20' E. along the Northerly line of said Parcel 1, and its prolongation, parallel to, and distant from, one hundred forty-eight and ninety-nine hundredths (148.99) feet measured at right angles, to the Southerly line of said Fairview Heights Subdivision to a point on the Westerly right-of-way line of State Freeway, Route No. 43, City of Riverside, the side lines of said strip of land shall be prolonged or shortened to terminate Westerly at the Easterly line of Riverside Avenue, and Easterly at said Westerly Freeway right-of-way line.

PARCEL 2

Beginning at a point on the Northerly line of the ten (10) foot strip as described as Parcel 1, thence Northerly along a line parallel with and 5.00 feet distant Westerly from, said Westerly Freeway right-of-way line, to a point on the Southerly line of Lot 12 of said Fairview Heights Subdivision. The Westerly line of said strip of land shall be prolonged or shortened to terminate Northerly on the Southerly line of said Fairview Heights Subdivision and Southerly on the

1 Northerly line of the ten (10) foot strip described as Parcel
2 1. The Easterly line shall be the Westerly line of said
3 Freeway right-of-way.

4 TOGETHER WITH the right to enter upon and to pass and repass
5 over and along said strip of land, and to deposit tools, implements
6 and other material thereon by said party of the second part, its
7 officers, agents and employees, and by persons under contract with
8 it and their employees, whenever and wherever necessary for the
9 purpose of constructing, reconstructing, inspecting, maintaining,
10 operating or repairing said structure.

11 IT IS UNDERSTOOD that the parties of the first part do hereby
12 waive any claim for any and all damages to the real property
13 owned by the parties of the first part contiguous to the lands here-
14 by covered by this easement, by reason of the location, construc-
15 tion or maintenance of the public or private utilities.

16 IN WITNESS WHEREOF, the said parties of the first part/have
17 hereunto executed the within instrument the day and year first
18 above written.

18 /s/Joseph Tavaglione, Jr.
19 Joseph Tavaglione, Jr.

20 /s/ J. H. Hailey
21 12/7/56

21 /s/ Jacqueline Tavaglione
22 Jacqueline Tavaglione

22 STATE OF CALIFORNIA)
23) SS
24 COUNTY OF RIVERSIDE)

25 ON THIS _____ day of _____, 1956, before me, _____
26 _____, a Notary Public in and for said County and

27 State, personally appeared _____, known to me to
28 be the person whose name is subscribed to the within instrument
29 as a subscribing witness thereto, who being by me duly sworn, de-
30 posed and said: That he resides in the County of Riverside, State
31 of California, that he was present and saw JOSEPH TAVAGLIONE, JR.
32 and JACQUELINE TAVAGLIONE, known to him to be the same persons
described in and whose names are subscribed to the within instrument
as the first parties thereto, sign the same and that he, the
affiant, then and there subscribed his name to said instrument as a
witness.

31 IN WITNESS WHEREOF, I have hereunto set my hand and affixed my
32 official seal the day and year in this certificate first above
written.

2/2/56

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RESOLUTION NO. 7544

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

BE IT RESOLVED, that an Easement dated December 7, 1956, executed by Joseph Tavaglione, Jr. and Jacqueline Tavaglione, granting to the City of Riverside, a municipal corporation, a perpetual easement and right of way for the construction, inspection, maintenance, operation and repair of public utilities in, under and along a strip of land of uniform width of 10 feet, over a portion of the South $\frac{1}{2}$ of the southeast quarter of Section 34, Township 2 South, Range 5 West, SBE&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 11th day of December, 1956.

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 11th day of December, 1956, by the following vote:

- Ayes: Councilmen Backstrand, Bergin, Bonnett, Chamberlain, 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 11th day of December, 1956.

W G Waite
City Clerk of the City of Riverside

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