

ENCROACHMENT PERMIT

Pursuant to Resolution No. 11065 of the City of Riverside, permission is hereby granted to Concade Investment Corp.
6370 Magnolia Avenue, Suite 318
Riverside, CA

it's heirs and assigns, hereinafter referred to as "Permittee" to use and occupy the following described property. All that portion of Clifton Boulevard and Chester Street (formerly Brent Street), both 50 feet wide, as shown by map of Clifton Heights, on file in Book 7 of Maps, at Page 32 thereof, records of Riverside County, California,

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: to install and maintain a temporary water line, encroaching into said Clifton Boulevard a maximum of 5 feet, and into said Chester Street a maximum of 2 feet, as shown on attached Exhibit "A", made a part hereof by this reference.

Also to install and maintain temporary underground electric, telephone, and water service lines, encroaching into said Chester Street as shown on Exhibit "A".

1a. This Encroachment Permit is temporary, until such time that the alignment and grade of Chester Street Extension and/or Adams Street Extension is finalized and approved, and the installation of improvements is pending: at that time said service lines will be relocated at permittee's expense to the specifications of the Public Works Department.

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 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: April 19, 1978

CITY OF RIVERSIDE, a municipal corporation

By Bob Brown Mayor

Attest Alice A. Lane City Clerk

The foregoing is accepted by:

Byron Brown V. Pres.
(Signature(s) of Permittee)
Concave Investment Corp.

APPROVED AS TO CONTENT

George H. Kawraha
Department Head

APPROVED AS TO FORM

John Woodhead
City Attorney

CITY MANAGER APPROVAL

Joseph P. Suzzetta
City Manager

