

Recording requested by and when recorded
please return to:

City of Fort Bragg
416 North Franklin Street
Fort Bragg, CA 95437
Attention: June Lemos
City Clerk

(Space above this line reserved for Recorder's use)

Grant of License

**Suhail Ahmad to Encroach Upon Public Right of Way- Being Part of the Alley on the 800 Block between
Stewart Street and North Main Street**

APN No. 008-034-11

This GRANT OF LICENSE ("License") dated July 27, 2017 is made by and between the City of Fort Bragg, a municipal corporation ("City") and Suhail Ahmad, a resident ("Ahmad").

IN CONSIDERATION OF THE EXPRESS TERMS AND CONDITIONS HEREINAFTER SET FORTH, IT IS AGREED:

1. Grant

City hereby grants to Ahmad a non-exclusive, revocable License to encroach upon the public right of way for the purpose of installing a private water backflow device, a concrete pad and bollards ("Water Installation") at the location and in the manner as set forth below.

2. Property Affected

The encroachment granted herein shall apply to the property known as 863 North Main Street as described in the attached Exhibit A. Said encroachment shall be located and in accordance with the attached Exhibit B entitled "PLAT OF BENEFITING PROPERTY AND AREA OF ENCROACHMENT- 863 North Main Street".

3. Costs Borne by Ahmad

All work in connection with the construction, installation, operation, maintenance, repair and replacement of the Water Installation, including obtaining all necessary environmental permits, will be done by Ahmad without cost or expense to City, and in accordance with all applicable federal, state and local laws and regulations.

4. Performance of Work in Accordance with Minimum Standards

The installations constructed within said public right of way shall be in accordance with the minimum requirements of the Department of Public Works of the City and as shown in Exhibit B.

5. Maintenance

Ahmad shall maintain the Water Installation in a state of good repair and in a safe condition, at his own expense and to the satisfaction of City. City may inspect the Water Installation at any time. Ahmad

must promptly make all repairs to the Water Installation that may be necessary for the preservation of the condition of the Water Installation and City's property. Should Ahmad fail to perform any required maintenance or repairs, City may perform the maintenance or repairs. Ahmad must reimburse City for any and all actual costs, direct and indirect, incurred by City to perform any maintenance or repairs.

6. Revocation

This grant is made subject to all future requirements and more necessary uses of City and can be revoked by City upon sixty (60) days notice in writing to remove said Water Installation. City is not responsible for any costs of removing the Water Installation.

7. Grant Conditions Binding on Successors

The conditions of this grant, for the property described in Exhibit A, shall be binding upon the successors in interest of Ahmad.

8. Non-Exclusive License

The Water Installation is constructed in a public right of way. City and the public shall maintain the right to use the right of way.

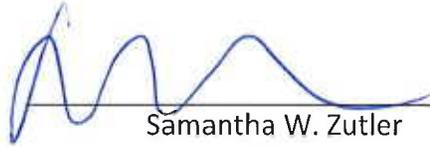
9. Hold Harmless and Indemnification

Ahmad shall hold City, its officers, boards and commission, and members thereof, its employees and agents harmless of and free from any and all liabilities or fines which might arise out of or relating to this grant of License. Should City or any of its officers, boards and commissions, and members thereof, its employees or agents, be named in any suit, or should any claim be made against it or any of them by suit or otherwise, whether the same may be groundless or not, arising out of or relating to this grant of License, Ahmad shall defend City and said officers, boards and commissions, and members thereof, its employees and agents, shall indemnify them for any judgment rendered against them or any sums paid out in settlement or otherwise.

IN WITNESS THEREOF, the parties hereto, by their officers thereunto duly authorized, have executed this agreement as of the date set forth above.

APPROVED AS TO FORM:

CITY OF FORT BRAGG, A Municipal Corporation:

By: 
Samantha W. Zutler
City Attorney

By: 
Linda Ruffing
City Manager

By: _____
Suhail Ahmad
Owner

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of Mendocino)
On July 27, 2017 before me, June Lemos, Notary Public
Date Here Insert Name and Title of the Officer
personally appeared Samantha Zutler
Name(s) of Signer(s)

who 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.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature June Lemos
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Grant of License Document Date: July 27, 2017
Number of Pages: 4 Signer(s) Other Than Named Above: Linda Rutting, Suhail Ahmad

Capacity(ies) Claimed by Signer(s)

Signer's Name: Samantha W. Zutler
 Corporate Officer — Title(s): City Attorney
 Partner — Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other:
Signer Is Representing: City of Fort Bragg

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

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of Mendocino)
On July 27, 2017 before me, June Lemos, Notary Public
Date Here Insert Name and Title of the Officer
personally appeared Linda Ruffing
Name(s) of Signer(s)

who 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.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature June Lemos
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Grant of license Document Date: July 27, 2017
Number of Pages: 4 Signer(s) Other Than Named Above: Samantha Zutter, Suhail Ahmad

Capacity(ies) Claimed by Signer(s)

Signer's Name: Linda Ruffing
 Corporate Officer — Title(s): City Manager
 Partner — Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: _____
Signer Is Representing: City of Fort Bragg

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

EXHIBIT A

LEGAL DESCRIPTION OF PROPERTY (PROPERTY OWNED BY SUHAIL MUHAD)
BENEFITING FROM THE GRANT OF LICENSE

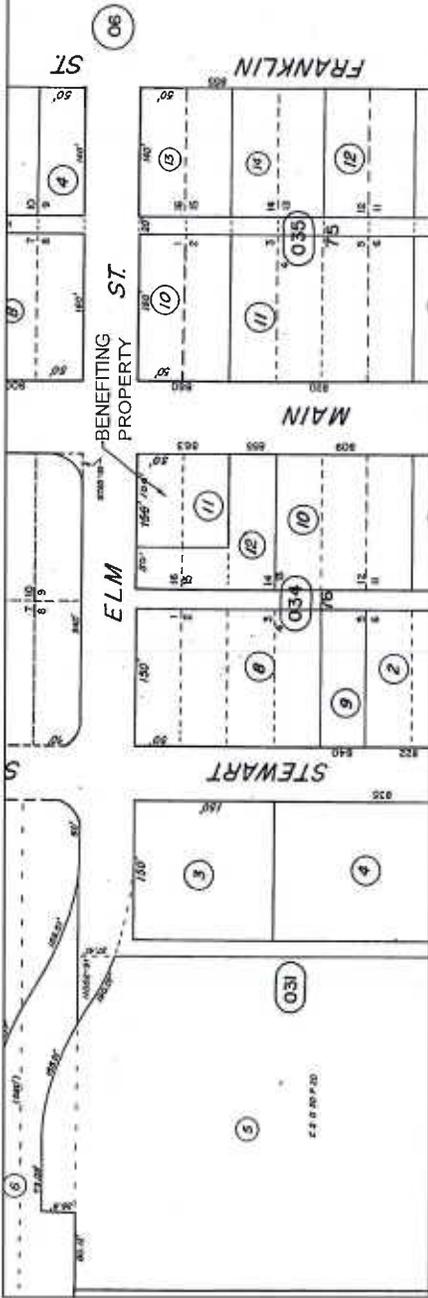
All that certain real property situated in the City of Fort Bragg, County of Mendocino, State of California described as follows:

BEGINNING at a point where the West line of Main Street in the City of Fort Bragg, intersects the South line of Elm Street, said point being 2300 feet North and 380 feet East of the Section corner common to Sections 6 and 7, Township 18 North, Range 17 West, and Sections 1 and 12, Township 18 North, Range 18 West, Mount Diablo Base and Meridian; thence along the exterior boundaries of the land to be described as follows: West along the South line of Elm Street 100 feet; thence South 100 feet; thence East 100 feet to a point in the West line of Main Street; thence North along said West line of Main Street 100 feet to the point of beginning. Being a part of Lots 15 and 16 of Block 76, as shown and delineated upon that certain map entitled "Map of City of Fort Bragg" by L.A. Gray in the year 1915".

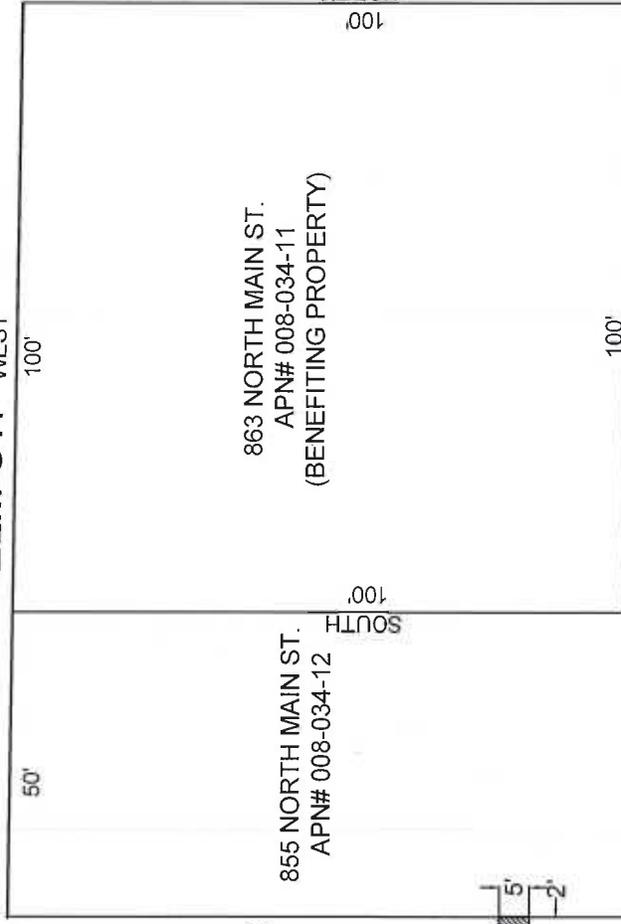
APN: 008-034-11

BOOK 8
PAGE 3
BLOCK 34

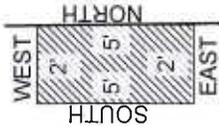
PLAN
SCALE 1"=200'



ELM ST. WEST



PLAN
SCALE 1"=30'



AREA OF ENCROACHMENT
GRANT OF LICENSE FOR
PRIVATE BACKFLOW DEVICE

EXHIBIT B: PLAT OF BENEFITING PROPERTY AND AREA OF ENCROACHMENT:
863 NORTH MAIN STREET



SHEET: 1 OF 1 | DRAWN: SF | CHK: TV | APPVD: TV | DATE: MARCH, 2017