

WAIVER AND RELEASE OF CLAIMS

Walmart Stores, Inc., the undersigned, is the applicant (the "Applicant") for Conditional Use Permit No. 945 and Tentative Parcel Map No. 19060 (the "Entitlements") and by this letter hereby voluntarily waives any right the Applicant may have, now or in the future, to require the City of Redlands to prepare and complete an environmental impact report pursuant to the California Environmental Quality Act within any particular time frame. The Applicant is aware of, and has read the provisions of, Public Resources Code Section 21151.5 and Section 15108 of Title 14 of the California Code of Regulations and, by executing this Waiver and Release of Claims expressly waives any rights the Applicant may have to enforcement of the foregoing identified provisions of law against the City of Redlands.

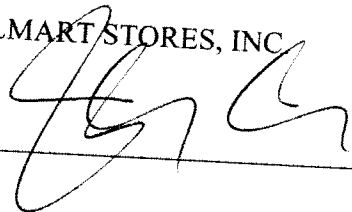
The Applicant expressly waives any rights it may have pursuant to Civil Code Section 1542 which reads:

A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS WHICH THE CREDITOR DOES NOT KNOW OR SUSPECT TO EXIST AT THE TIME OF EXECUTING THE RELEASE, WHICH IF KNOWN BY HIM OR HER MUST HAVE MATERIALLY AFFECTED HIS OR HER SETTLEMENT WITH THE DEBTOR.

The Applicant further agrees that it shall defend, indemnify and hold harmless the City of Redlands and its elected officials, officers and employees from and against any and all claims, losses, damages, causes of action and liability that the City of Redlands may incur as a result of the City's acceptance of, and reliance upon, this Waiver and Release of Claims from the Applicant.

In the event any action is commenced by the City of Redlands to enforce or interpret any of the provisions of this Waiver and Release of Claims, the City shall be entitled to recover, in addition to its costs and other relief, its reasonable attorney's fees, including fees for use of "in-house" counsel by the City.

WALMART STORES, INC.

By: 

Title: Regional Vice President