

## **RIGHT-OF-ENTRY**

**CITY OF REDLANDS**, a municipal corporation, does hereby grant to the **SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT**, its officers, agents, employees and those under contract to it, including but not limited to the United States Army Corps of Engineers and the United States Fish and Wildlife Service, hereinafter referred to as **GRANTEES** permission to enter upon the hereinafter identified real property for the purpose of biological surveys, including trapping, identifying and releasing native wildlife as well as investigating for the presence of sensitive plant life, in conjunction with **GRANTEES** proposed San Timoteo Creek Improvement Project located within Section 4, Township 2 South, Range 3 West, San Bernardino Meridian.

### **REAL PROPERTY DESCRIPTION:**

THE PROPERTY COVERED BY THIS RIGHT-OF-ENTRY IS SHOWN IN YELLOW COLOR ON EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

The right to trap, identify and release wildlife includes the right to enter the property during daylight hours to place traps and the right to enter the property between dusk and dawn to bait traps as well as to indentify and release any trapped wildlife. The right to investigate for sensitive plant life includes the right to enter the property during daylight hours to examine areas of native habitat.

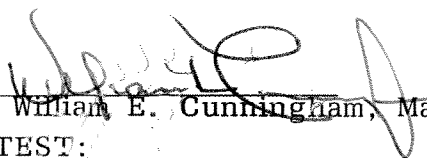
It is understood that the rights granted herein are for a 45 day period beginning on the date shown below. The **GRANTEES** agree to only use the property for seven days during the time period stated above. That seven day period will begin on the date of initial occupancy for either of the above stated purposes.

The permission hereby granted also includes the right to use said property for access to adjoining properties.

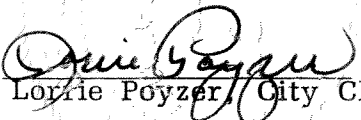
It is also understood that **GRANTEES** shall leave the subject property in as close to its current condition as is reasonably possible.

CITY OF REDLANDS

DATE: July 21, 1998

BY:   
William E. Cunningham, Mayor  
ATTEST:

DATE: July 21, 1998

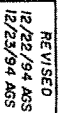
BY:   
Lorie Poyzer, City Clerk

San Timoteo Creek

R978/06013

6-15-98

APN 0175-011-53



# TRANSPORTATION/FLOOD CONTROL DEPARTMENT - SURVEYOR

COUNTY OF SAN BERNARDINO  
PUBLIC SERVICES GROUP

825 East Third Street • San Bernardino, CA 92415-0835 • (909) 387-2800

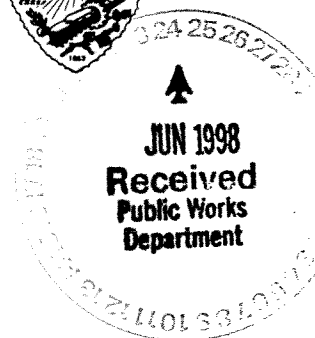
Fax (909) 387-2667

June 23, 1998

File: 3-401/2.00



KEN A. MILLER  
Director



City of Redlands  
Post Office Box 3005  
Redlands, Ca. 92373-0629

Attention: Ron Mutter, Public Works Director

**RE: ZONE 3 - SAN TIMOTEO CREEK CHANNEL  
REQUEST FOR RIGHT-OF-ENTRY  
Assessor Parcel No. 0175-011-53**

Dear Mr. Mutter:

County Assessor records show that the City is the owner of Assessor Parcel No. 0175-011-53, which is located adjacent to San Timoteo Creek easterly of San Timoteo Road, in the City of Redlands.

As I am sure you are aware, the U. S. Army Corps of Engineers is currently working on a redesign of the proposed improvements on San Timoteo Creek from California Street upstream to easterly of San Timoteo Road. That redesign requires additional biological investigations to determine if there are any endangered wildlife or sensitive plant life located within the new project limits. The Corps of Engineers has asked the District to act as the lead agency in gaining permission to enter onto various parcels of land to perform the necessary biological surveys. Attached, for your consideration, is a Right-of-Entry to the District allowing it, the Corps of Engineers, and the U. S. Fish and Wildlife Service to enter onto your property to perform the necessary surveys.

Please accept this letter as the District's official request for a Right-of-Entry to perform the required surveys. If you are willing to allow the proposed use, please sign and return the attached original Right-of-Entry. If you have any questions or if we can be of any assistance, please contact the District's Right-of-Way Section Chief, Ken Williams, at (909) 387-2736.

Sincerely,

KEN A. MILLER  
Flood Control Engineer

KAM/KWWW/dja  
Attachment

Board of Commissioners

First District

JENNIFER HANSBERGER

Third District

Second District

JERRY WALKER

Fourth District

JERRY EAVES

Fifth District