

RIGHT-OF-ENTRY LICENSE

This License is entered into this ____ day of _____, 2011 by and between the **LAS VEGAS VALLEY WATER DISTRICT**, a political subdivision of the State of Nevada, hereinafter the "LICENSOR" and **CITY OF LAS VEGAS, a Municipal Corporation of the County of Clark, State of Nevada**, hereinafter the "LICENSEE". The LICENSOR and the LICENSEE are sometimes hereinafter referred to individually as "Party" and collectively as the "Parties".

RECITALS

WHEREAS, the LICENSEE desires to enter onto real property owned by the LICENSOR, more particularly described as follows:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HERE OF

hereinafter referred to as the "Property," in order to reconstruct a sidewalk and driveway approach; and

WHEREAS, the LICENSOR is willing to allow the LICENSEE such access so long as it is properly assured that the LICENSOR will incur no liability, obligation, expense, claim, loss or other adverse consequence as a result of the LICENSEE'S actions and operations on the Property;

NOW THEREFORE, in the consideration of the mutual covenants and promises herein contained, and other good and valuable consideration, the value and sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. The LICENSOR agrees to allow the LICENSEE'S employees, agents, consultants, contractors and representative to access those sections of its Property to reconstruct a sidewalk and driveway approach commencing on or about November 1, 2011 and ending on or about December 15, 2012.
2. The LICENSEE shall provide the LICENSOR a 72-hour notice before the LICENSEE'S employees, agents, consultants, contractors and representatives enter onto Property.

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3. This License may be terminated at any time by either Party upon receipt of written notice.
4. The LICENSEE agrees to confine all necessary vehicular travel on and across LICENSOR'S Property utilizing existing roads and to those sections of the Property reasonably necessary to place aerial targets and to perform geotechnical exploration.
5. Reasonable precautions shall be exercised by the LICENSEE at all times to avoid damage to the Property and to minimize the disturbance of existing vegetation;
6. The LICENSEE agrees to provide the LICENSOR with any data/reports specific to the work as identified in the above Paragraph 4 upon written request from the LICENSOR.
7. The LICENSEE expressly warrants, covenants and represents that LICENSOR will not be liable for any injury, loss, claims, demands, expense, action, damages or otherwise threatened or actual, by a person or to property as a result of the LICENSEE'S activities upon or related to LICENSOR'S Property, or in connection with this License, or any matters related thereto, directly or indirectly.
8. All Notices, requests, consents and approvals under this License will be served or given only by certified mail, except in cases of emergency, in which case they will be confirmed by certified mail as specified below:

To LICENSOR: **Las Vegas Valley Water District**
Attention: Leanne Miller, Project Manager (M/S 95)
P. O. Box 99956
Las Vegas, Nevada 89193-9956
Telephone: (702) 691-LAND
Facsimile: 702-862-3343

To LICENSEE: **City of Las Vegas, Department of Public Works**
Attention: Jorge Cervantes, Director
333 North Rancho Drive, 9th Floor
Las Vegas, Nevada 89106

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IN WITNESS of the forgoing provisions, the LICENSOR and LICENSEE have executed this License as set forth below.

APPROVED AS TO FORM:

LAS VEGAS VALLEY WATER DISTRICT

BY: _____
MARY E. MADDEN, ESQ.
Project Counsel

BY: _____
SHAWN P. MOLLUS,
Director of LVVWD Engineering

APPROVED AS TO FORM:

CITY OF LAS VEGAS

BY: John S. Ridilla for
BRADFORD JERBIC
City Attorney
6/30/11
John S. Ridilla
Deputy City Attorney

BY: _____
CAROLYN G. GOODMAN, Mayor

ATTEST:

BY: _____
BEVERLY K. BRIDGES, MMC, City Clerk

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STATE of _____)
) ss.
COUNTY of _____)

On _____, 20____, before me, the undersigned, a
NOTARY PUBLIC, in and for said County and State, personally appeared
_____ known to me to be the person(s) described in
and who executed the foregoing instrument, and who acknowledged to me that ___he___
executed the same freely and voluntarily and for the uses and purposes herein mentioned.

WITNESS my hand and official seal.

Notary Public

Notary Stamp/Seal Above

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) ss.
COUNTY of _____)

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