Agreement for Drainage Encumbrances

County of Orange

OC PLANNING
A DIVISION OF OC PUBLIC WORKS

300 N. Flower Street
Santa Ana, CA 92703
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When Recorded Mail To:

County of Orange
Resource & Development Management Department
P.O. Box 4048
Santa Ana, California 92702-4048

We the undersigned, hereby certify that we (I) are (am) the owner(s) of land
as shown on: _____
described as: _____
more commonly referred to as (insert street address, complete with name of City)_____
_____ and have reviewed the proposed improvements which consist of_____
_____
_____
as shown on: _____
We (I), the undersigned, hereby agree to accept the unnatural concentration and diversion of surface waters from the proposed development onto the above described land and acknowledge our (my) responsibility to guarantee and maintain free flow of said surface waters to a satisfactory point of disposal.

It is further agreed to permit the developer of said _____
_____ to enter upon our (my) property and construct the necessary works to assure free flow, and do hereby agree to assure maintenance of said works unless and until such time as future improvements are accepted in writing as a public facility by proper action of the governing board of such public entity. However, it is acknowledged that nothing in this document is meant or intended to be interpreted as stating that any public entity has agreed or will agree to accept the future improvements as a public facility.

It is further agreed that this acceptance of surface waters (and assurance of maintenance) shall be binding on all heirs, executors, successors, or assigns having interest in all or any part of our (my) property described herein. And it is also agreed to waive and hold the County of Orange and special districts and agencies governed by the Board of Supervisors harmless for any and all liabilities, claims, causes of action for personal injury and/or drainage to our (my) property, both personal and real, due to or arising from the design, construction and/or approval of the aforesaid improvement.

DATE: _____ _____
OWNER(S)

DATE: _____ _____
OWNER(S)

(Need to have signatures notarized, so please add standard notary block language)

Acknowledgement Before Notary Public (Attach Form)