

Recorded at the request of and mail to:

City of Milpitas
Office of Building Safety
455 E Calaveras Blvd
Milpitas, CA 95035

For Recorder's Use Only

COVENANT FOR OFF-SITE WORK

DECLARATION BY OFF-SITE PROPERTY OWNER.

Tract No. / Parcel No. _____

_____, as owner of _____, (name of off-site property owner) (description of property on the attached map)

hereby gives permission to _____, (name of Developer) hereinafter referred to as "Developer",

to construct _____, (description of work)

in accordance with plans dated _____ and filed with Office of Building Safety, City of Milpitas, and examined by the undersigned, in, upon and across _____. (location of improvement as shown on the attached map)

The undersigned also agrees and covenants on behalf of him/her-self, his/her heirs, successors, and assigns to:

DRAINAGE RELEASE

Agree to accept surface waters emanating from _____, (description of property) as provided for by the drainage plans dated and filed with Office of Building Safety. The plans have been examined by the undersigned, with full knowledge of any alteration in the drainage patterns from the natural conditions provided by said plans.

MAINTENANCE RESPONSIBILITY

Maintain said facilities in good condition and assume all maintenance responsibility for the improvements described.

The undersigned also covenants and agrees to for him/her-self, his/her heirs, successors and assigns to indemnify, defend and save harmless the City of Milpitas, its agents, officers, and employees from and against any and all liability, expense, including defense costs and legal fees, and claims for damages of any nature whatsoever, including but not limited to, bodily injury, death, personal injury, or property damage arising from or connected with the construction or maintenance of said facility(s).

(property owners name)

(individuals name & title if owner is business)

(signature)