

RELEASE OF ALL CLAIMS

CITY OF LOMPOC CLAIM NO. 1992(14)

KNOW ALL PEOPLE BY THESE PRESENTS:

The County of Santa Barbara for sole consideration of **Two hundred Thirty-four Thousand Eight Hundred Fifty-five and 22/100 Dollars (\$234,855.22)** to be paid to by the City of Lompoc, a municipal corporation pursuant to the above Claim, does hereby and for its heirs, executors, administrators, successors and assignees release, acquit, and forever discharge the City of Lompoc and its officers, employees, agents, servants, successors, heirs, executors, administrators and all other persons of and from any and all claims, actions, causes of action, demands, rights, damages, costs, attorney's fees, loss of service, expenses, and compensations whatsoever, which the undersigned now has or which may hereafter accrue on account of or in any way growing out of any and all known and unknown, foreseen and unforeseen bodily and personal injuries and property damage and the consequences thereof resulting or to result from the subject matter of the above claim.

It is understood and agreed this settlement is the compromise of a doubtful and disputed claim, and the payment made is not an admission of liability on the part of party or parties hereby released, and that said releasees deny liability, therefore, and intend merely to avoid litigation and buy their peace.

It is further understood and agreed all rights under Section 1542 of the Civil Code of California and any similar law of any state or territory of the United States are hereby expressly waived. Said section reads as follows:

"1542. Certain claims not affected by general release. A general release does not extend to claims which the creditor does not know or suspect to exist in his favor at the time of executing the release, which if known by him, must materially affected his settlement with the debtor."

The undersigned further declare(s) and represent(s) no promise, inducement or agreement not herein expressed has been made to the undersigned, and that the terms of this Release are contractual and not a mere recital.

THE UNDERSIGNED HAS READ THE ABOVE AND FULLY UNDERSTANDS IT TO BE A FULL AND FINAL RELEASE OF ALL CLAIMS.

Signed this _____ day of _____, 20__.

IN WITNESS WHEREOF, the parties have executed this Agreement to be effective on the date executed by COUNTY.

ATTEST:

Mona Miyasato
County Executive Officer
Clerk of the Board

COUNTY OF SANTA BARBARA:

By: _____
Deputy Clerk

By: _____
Chair, Board of Supervisors

Date: _____

RECOMMENDED FOR APPROVAL:

General Services

By: _____
Department Head

APPROVED AS TO FORM:

Michael C. Ghizzoni
County Counsel

APPROVED AS TO ACCOUNTING FORM:

Robert W. Geis, CPA
Auditor-Controller

By: _____
Deputy County Counsel

By: _____
Deputy

APPROVED AS TO FORM:

Risk Management

By: _____
Risk Management