

182493

ORDINANCE NO. \_\_\_\_\_

An ordinance approving a Resolution of the Board of Water and Power Commissioners for the sale of an easement for public highway purposes to the State of California Department of Transportation (Caltrans).

**THE PEOPLE OF THE CITY OF LOS ANGELES  
DO ORDAIN AS FOLLOWS:**

Section 1. The action of the Board of Water and Power Commissioners of the City of Los Angeles on the 17th day of July, 2012, approving the sale of an easement for public highway purposes over City-owned property is hereby ratified, confirmed and approved. The approved Resolution reads:

RESOLUTION NO. 013 013

**WHEREAS**, the State of California Department of Transportation (Caltrans) has requested seven easements (one for highway purposes and six for drainage purposes) over certain City of Los Angeles (City) owned lands located within the town of Big Pine, Inyo County; and south of the town of Lee Vining, Mono County, California.

**NOW, THEREFORE, BE IT RESOLVED**, that it is found and determined that the public interest will be furthered by granting to Caltrans, for and in consideration of the sum of \$91,450.00, seven easements for highway and drainage purposes on certain properties owned by the City and under the control of the Los Angeles Department of Water and Power (LADWP), and that pursuant to Charter Section 675, the sale of said property rights and the written instrument conveying title on the terms and conditions set forth herein shall first be duly approved by the Los Angeles City council, whose approval is hereby requested.

**BE IT FURTHER RESOLVED**, that real property easement rights are located in Inyo and Mono Counties, state of California, and further described as follows:

PARCEL 3647-1 (Drainage Easement)

A portion of the northwest quarter of Section 20, Township 9 South, Range 34 East, Mt. Diablo Meridian, all in the unincorporated territory of the County of Inyo, State of California, described as:

COMMENCING at the Inyo County Surveyor Brass Cap in a Hand Hole at the intersection of Blake Road and Main Street, set for the corner of Sections 17, 18, 19, and 20, in said Township and Range as shown on the County Surveyor Map No. 12; thence North

89°03'22" East, a distance of 14.645 meters to the easterly right-of-way line of State Route 09-INY-395; thence South 00°54'16" East, a distance of 182.466 meters along said easterly right-of-way line to the beginning of a tangent curve, concave to the northeast, having a radius of 441.867 meters; thence, continuing southerly along said easterly right-of-way line, along the arc of said curve through a central angle of 30°58'26", an arc distance of 238.872 meters to the TRUE POINT OF BEGINNING; thence (1), continuing southeasterly, along said curve and easterly right-of-way line through a central angle of 02°35'36", an arc distance of 20.000 meters; thence (2), North 55°31'42" East, a distance of 12.000 meters, to the beginning of a nontangent curve, concave to the northeast, with a radius of 429.867 meters; thence (3), from a tangent that bears North 34°28'18" West, northwesterly along said curve through a central angle of 02°35'36", an arc distance of 19.457 meters; thence (4), South 58°07'18" West, a distance of 12.000 meters to said easterly right-of-way line and the TRUE POINT OF BEGINNING.

Containing 237 square meters, more or less.

#### END OF DESCRIPTION

#### PARCEL 3655-1 (Highway Easement)

All that certain real property within the southwest quarter of Section 17, Township 9 South, Range 34 East, Mt. Diablo Meridian, bounded on the south by that certain real property transferred by Grant Deed recorded November 8, 1999 as Document No. 99-4818, in the office of the Inyo County Recorder, and bounded on the north by Course No. 5 of Parcel 2773-1, as described in the Easement Deed recorded February 23, 1994 as Document No. 94-941, in the office of the Inyo County Recorder, lying westerly of Course No. 12 of the following described line:

COMMENCING at the Inyo County Surveyor Brass Cap at the centerline intersection of Piñon and Main Streets, as depicted on County Surveyor Map No. 12;  
thence (1), South 00°44'14" East, a distance of 157.645 meters to the Inyo County Surveyor Brass Cap at the intersection of the centerlines of Blake and Main Streets, as depicted on said County Surveyor Map No. 12;  
thence (2), North 00°44'14" West, a distance of 73.914 meters;  
thence (3), North 89°05'45" East, a distance of 14.429 meters;  
thence (4), North 00°54'16" West, a distance of 162.819 meters;

thence (5), South 89°17'27" West, a distance of 3.056 meters;  
thence (6), North 00°54'54" West, a distance of 152.370 meters;  
thence (7), North 89°17'27" East, a distance of 0.465 meter;  
thence (8), North 00°59'02" West, a distance of 62.183 meters;  
thence (9), South 89°05'45" West, a distance of 0.146 meter;  
thence (10), North 01°26'58" West, a distance of 32.121 meters;  
thence (11), North 89°05'44" East, a distance of 0.407 meter;  
thence (12), North 00°59'02" West, a distance of 174.764 meters;  
thence (13), North 00°59'00" West, a distance of 27.426 meters;  
thence (14), South 89°15'52" West, a distance of 0.146 meter;  
thence (15), South 89°17'51" West, a distance of 9.141 meters;  
thence (16), South 00°42'19" East, a distance of 68.404 meters to  
the Inyo County Surveyor Brass Cap at the intersection of the  
prolongation of the southerly side line of Dewey Street and the  
centerline of Main Street, as depicted on said County Surveyor  
Map No. 12, said Brass Cap being the POINT OF TERMINATION.

Containing 35 square meters, more or less.

The basis of all bearings herein for said Parcels 3647-1 and 3655-1 is the California Coordinate System 1983 (1991.35), Zone 4, bearing of North 00°44'14" West, between said Inyo County Surveyor Brass Cap in a Hand Hole at the intersection of the centerlines of Blake and Main Streets, and the Inyo County Surveyor Brass Cap in a Hand Hole at the intersection of the centerlines of Piñon and Main Streets, as depicted on said County Surveyor Map No. 12.

#### END OF DESCRIPTION

#### PARCEL 3655-2 (Drainage Easement)

That portion of Lots 4, 5, and 6, Block 93, as depicted on the Map of Big Pine, filed in the office of the Inyo County Recorder, in Map Book 1, page 48, all within the southwest quarter of Section 17, Township 9 South, Range 34 East, Mt. Diablo Meridian, in the unincorporated territory of the County of Inyo, State of California, described as:

COMMENCING at the Inyo County Surveyor Brass Cap in a Hand Hole at the intersection of the easterly prolongation of the south line of Dewey Street with the centerline of Main Street, as depicted on County Surveyor Map No. 12; thence North 00°42'19" West, a distance of 22.690 meters along the centerline of Main Street, as depicted on said County Surveyor Map No. 12; thence at right angles to said centerline, North 89°17'41" East, a distance of 9.138 meters to the northwest corner of said Lot 5 and the TRUE POINT OF BEGINNING;

thence (1), North 89°15'52" East, along the northerly line of said Lot 5 and along Course No. 1 of Parcel 2773-1, as described in the Easement Deed recorded February 23, 1994 as Document No. 94-941, in the office of the Inyo County Recorder, a distance of 15.237 meters to the northeast corner of said Parcel 2773-1; thence (2), South 00°42'10" East, along Course No. 2 of said Parcel 2773-1, a distance of 10.813 meters; thence (3), North 79°20'59" East, a distance of 29.209 meters; thence (4), North 00°44'08" West, a distance of 11.878 meters; thence (5), South 89°15'52" West, parallel with the northerly line of said Lot 5, a distance of 44.000 meters to the west line of said Lot 4; thence (6), along said west line, South 00°42'19" East, a distance of 6.095 meters to the TRUE POINT OF BEGINNING.

Containing 507 square meters, more or less.

#### END OF DESCRIPTION

#### PARCEL 3660-1 (Drainage Easement)

A portion of Lot 1, Block 5, as depicted on the Map of Big Pine, filed in the office of the Inyo County Recorder, in Map Book 1, page 48, all within the northwest quarter of Section 17, Township 9 South, Range 34 East, Mt. Diablo Meridian, in the unincorporated territory of the County of Inyo, State of California, described as:

COMMENCING at the Inyo County Surveyor Boat Spike and Washer at the intersection of the centerlines of Poplar and Main Streets, as depicted on County Surveyor Map No. 12; thence North 88°51'47" East, along the centerline of said Poplar Street, a distance of 10.486 meters to the easterly right-of-way line of State Route 09-INY-395, as established by the intersection of the southerly prolongation of the easterly line of Parcel No. 4 as described in the Easement Deed from the City of Los Angeles to the State of California recorded April 15, 1935, in Book 39, page 399, of the Official Records of Inyo County, with the centerline of said Poplar Street; thence North 00°54'16" West, along said easterly right-of-way line, a distance of 9.142 meters to the southerly line of said Lot 1 and the TRUE POINT OF BEGINNING;

thence (1), North 88°51'47" East, along said southerly line of Lot 1, a distance of 5.999 meters;

thence (2), North 00°54'16" West, parallel with, and distant 5.999 meters East from said easterly right-of-way line, a distance of 5.999 meters;

thence (3), South 88°51'47" West, a distance of 5.999 meters to said easterly right-of-way line;  
thence (4), South 00°54'16" East, along said easterly right-of-way line, a distance of 5.999 meters to the TRUE POINT OF BEGINNING.

Containing 36 square meters, more or less.

The basis of all bearings herein for said Parcel 3660-1 is the California Coordinate System 1983 (1991.35), Zone 4, bearing of North 88° 51'47" East, between said Inyo County Surveyor Boat Spike and Washer at the intersection the centerlines of Poplar and Main Streets and the Inyo County Surveyor Brass Cap in a Hand Hole at the intersection the centerlines of said Poplar and Washington Streets, as depicted on said County Surveyor Map No. 12.

#### END OF DESCRIPTION

#### PARCEL 3661-1 (Drainage Easement)

A portion of Lot 3, Block 77, as depicted on the Map of Big Pine, filed in the office of the Inyo County Recorder, in Map Book 1, page 48, all within the southeast quarter of Section 18, Township 9 South, Range 34 East, Mt. Diablo Meridian, in the unincorporated territory of the County of Inyo, State of California, described as:

COMMENCING at the Inyo County Surveyor Brass Cap in a Hand Hole at the intersection of the easterly prolongation of the south line of Dewey Street with the centerline of Main Street, as depicted on County Surveyor Map No. 12; thence South 89°06'11" West, along said easterly prolongation of the south line of Dewey Street, a distance of 17.920 meters to a point on the westerly right-of-way line of State Route 09-INY-395, as established by the Deed from the City of Los Angeles to the State of California recorded on July 10, 1940, in Book 49, page 55, of the Official Records of Inyo County; thence South 00°54'16" East, along said westerly right-of-way line, a distance of 63.995 meters to the southerly termination of Course No. 2 of Parcel 2772-1, as described in the Easement Deed recorded February 23, 1994 as Document No. 94-941, in the office of the Inyo County Recorder and the TRUE POINT OF BEGINNING;  
thence (1), continuing South 00°54'16" East, along said westerly right-of-way line of State Route 09-INY-395, a distance 26.395 meters;  
thence (2), South 89°05'44" West, a distance of 23.995 meters;

thence (3), North 23°11'31" East, a distance of 28.914 meters to the westerly termination of Course No. 3 of said Parcel 2772-1; thence (4), North 89°05'40" East, along Course No. 3 of said Parcel 2772-1, a distance of 12.190 meters to the TRUE POINT OF BEGINNING.

Containing 478 square meters, more or less.

The basis of all bearings herein for said Parcels 3655-2 and 3661-1 is the California Coordinate System 1983 (1991.35), Zone 4, bearing of South 00°43'27" East, between said Inyo County Surveyor Brass Cap in a Hand Hole at the intersection of the prolongation of the south line of Dewey Street with the centerline of Main Street, and the Inyo County Surveyor Brass Cap in a Hand hole at the intersection of the centerlines of Chestnut and Main Streets, as depicted on said County Surveyor Map No. 12.

#### END OF DESCRIPTION

ALL DISTANCES RECITED IN PARCELS 3647-1, 3655-1, 3655-2, 3660-1, AND 3661-1 ARE RECITED IN METERS on said California Coordinate System unless otherwise noted. To obtain ground level distances, divide distances by the combined grid factor of 0.99979702. To convert meters to U.S. Survey Feet, multiply distances by 3.2808333.

#### PARCEL 3663-1 (Drainage Easement)

That portion of the northwest quarter of the northeast quarter of Section 3, Township 1 South, Range 26 East, Mt. Diablo Meridian, and those portions of the southwest quarter of the southeast quarter and the west half of the northeast quarter of Section 34, Township 1 North, Range 26 East, Mt. Diablo Meridian described as:

COMMENCING at the northeast corner of said Section 3 marked by the L.A.D.W.P. pipe cap on a two-inch iron pipe as depicted on Record of Survey 34-48 filed in Mono County Record of Survey Book 2, page 140 on March 15, 1993; thence South 74°15'48" West, 534.704 meters to a point on the westerly line of Parcel 3388-1 as described in the Easement Deed from the City of Los Angeles to the State of California, recorded in Mono County Official Records as Document 2000004881, on August 21, 2000, said point being the TRUE POINT OF BEGINNING;  
thence (1), leaving said westerly line, South 80°26'29" West, 20.400 meters;  
thence (2), North 09°33'31" West, 150.407 meters;  
thence (3), North 07°16'05" West, 200.160 meters;  
thence (4), North 09°33'31" West, 159.593 meters;

thence (5), North 80°26'29" East, 20.400 meters to the westerly line of Parcel 3390-1 as described in said Easement Deed;  
thence (6), along last said westerly line, South 09°33'31" East, 160.000 meters;  
thence (7), continuing along last said westerly line, South 07°16'05" East, 200.160 meters;  
thence (8), continuing along last said westerly line and the westerly line of said Parcel 3388-1, South 09°33'31" East, 150.00 meters to the TRUE POINT OF BEGINNING.

Containing 1.041 hectares (2.572 acres), more or less.

#### END OF DESCRIPTION

#### PARCEL 3664-1 (Drainage Easement)

That portion of the northwest quarter of the northeast quarter of Section 3, Township 1 South, Range 26 East, Mt. Diablo Meridian, and those portions of the southwest quarter of the southeast quarter and the west half of the northeast quarter of Section 34, Township 1 North, Range 26 East, Mt. Diablo Meridian described as:

COMMENCING at the northeast corner of said Section 3 marked by the L.A.D.W.P. pipe cap on a two-inch iron pipe as depicted on Record of Survey 34-48 filed in Mono County Record of Survey Book 2, Page 140 on March 15, 1993; thence North 34°35'30" West, 1238.828 meters to a point on the westerly line of said Parcel 3390-1, the TRUE POINT OF BEGINNING;  
thence (1), leaving said westerly line, South 80°26'28" West, 20.437 meters;  
thence (2), North 12°59'32" West, 270.486 meters;  
thence (3), North 80°26'29" East, 37.237 meters to the westerly line of said Parcel 3390-1;  
thence for the following three courses along last said westerly line,  
(4), South 09°33'31" East, 30.000 meters;  
(5), South 03°56'13" West, 51.420 meters;  
(6), South 12°59'32" East, 190.342 meters to the TRUE POINT OF BEGINNING.

Containing 0.637 hectare (1.574 acres), more or less.

The basis of all bearings herein for said Parcels 3663-1 and 3664-1 is the California Coordinate System 1983 (1986) Zone 3 bearing of South 89°13'15" West between said northeast corner of Section 3 and the northwest corner of said Section 3 marked by the California Department of

Transportation brass cap on an iron pipe depicted on said Record of Survey 34-48.

**END OF DESCRIPTION**

ALL DISTANCES ARE RECITED IN METERS, on said Coordinate System, unless otherwise noted. Divide distances by the grid factor of 0.99961137 to obtain ground level distances. To convert meters to the U.S. Survey Foot, multiply distances by 3.2808333.

SUBJECT TO all outstanding taxes and assessments, if any.

SUBJECT TO any and all easements, covenants, conditions, restrictions, and other matters of record.

EXCEPTING AND RESERVING unto the City of Los Angeles all water and water rights, whether surface, subsurface, or of any other kind, and all water and water rights appurtenant or in anywise incident to the real property herein described, or used thereon or in connection therewith, together with the right to develop, take, transport, control, regulate, and use all such water; and reserving unto the Grantor all oil, gas, petroleum, or other mineral or hydrocarbon substances in and under said land, without the right to enter upon the surface of said land for such use.

**BE IT FURTHER RESOLVED** that the President or Vice President of this Board, or the General Manager, or such person as he shall designate in writing as his designee, and the Secretary, Assistant Secretary, or the Acting Secretary of this Board are hereby authorized, empowered, and directed to execute said Easements for and on behalf of the City and its LADWP.

**I HEREBY CERTIFY** that the foregoing is a full, true, and correct copy of a resolution adopted by the Board of Water and Power Commissioners of the City of Los Angeles at its meeting held

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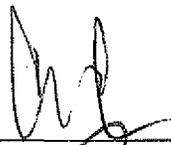
Secretary

Sec. 2. An instrument in writing, approved as to form and legality by the City Attorney, conveying each of said easements to Caltrans is authorized, and the President, or the Vice President of the Board, or the General Manager of the Los Angeles Department of Water and Power (LADWP), or such person as the General Manager shall designate in writing, and the Secretary, Assistant Secretary, or the Acting Secretary of the Board are hereby authorized and directed to execute said instrument on behalf of the City of Los Angeles and LADWP.

Sec. 3. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, at its meeting of MAR 20 2013.

JUNE LAGMAY, City Clerk

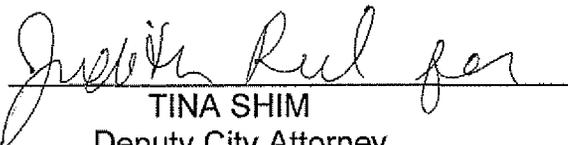
By  \_\_\_\_\_ Deputy

Approved APR 03 2013

 \_\_\_\_\_ Mayor

Approved as to Form and Legality

CARMEN A. TRUTANICH, City Attorney

By  \_\_\_\_\_  
TINA SHIM  
Deputy City Attorney

Date January 3, 2013

File No. CF 12-1098