

ORDINANCE NO. _____

An ordinance approving Resolution No. _____ of the Board of Water and Power Commissioners authorizing the sale of an easement for roadway purposes by the Los Angeles Department of Water and Power to the County of Inyo.

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

Section 1. It is found and determined that the certain easement described in this ordinance, over property owned by the City of Los Angeles and under the management and control of the Los Angeles Department of Water and Power (LADWP), should be granted to the County of Inyo. The Board of Water and Power Commissioners (Board) has adopted a resolution to grant this easement, determining that doing so will not adversely affect LADWP's operational needs or purposes, and requesting the City Council to authorize by ordinance the execution, acknowledgment, and delivery of an instrument in writing, as provided in Section 675(d)(2) of the Los Angeles City Charter, granting said easement to the County of Inyo.

Sec. 2. The easement is further described as:

BEING a strip of land of variable width located in the southwest quarter of Section 20, Township 9 South, Range 34 East, Mt. Diablo Meridian, in the Unincorporated Territory of the County of Inyo, State of California, and said strip of land also being more particularly described as follows:

BEGINNING at the center west sixteenth corner of said Section 20, said corner being marked on the ground by a 2-inch iron pipe with brass cap marked LS 3462 as shown on the Record of Survey filed in Book 12 of Record of Surveys at Page 17 in the Office of the County Recorder of said County; THENCE along the north line of said southwest quarter of Section 20 as shown on said Record of Survey, South 89°57'23" West, 17.10 feet; THENCE leaving said north line, and running perpendicular to the northeast right-of-way line of State Route 09 INY 395 as shown on Record of Survey No. 03-009, recorded in Book 15 of Record of Surveys at Page 77 in the Office of the County Recorder of said County, South 54°15'19" West, 103.37 feet to a point of intersection with said northeast right-of-way line; THENCE along said northeast right-of-way line, South 35°44'41" East, 50.00 feet; THENCE perpendicular to said northeast right-of-way line, North 54°15'19" East, 80.77 feet; THENCE North 89°19'10" East, 1321.29 feet to a point of intersection with the east line of said southwest quarter of Section 20; THENCE along said east line, North 00°40'28" East, 39.10 feet to the northeast corner of said southwest quarter of Section 20; THENCE along said north line of the southwest quarter of Section 20, South 89°57'23" West, 1315.42 feet to the POINT OF BEGINNING.

Containing 1.521 acres, more or less.

END OF DESCRIPTION

SUBJECT TO all outstanding taxes and assessments, if any.

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

SUBJECT TO the condition that the sale and conveyance of the easement is authorized upon the terms and conditions stated herein and upon the further express condition that the same shall be continuously used and maintained by the County of Inyo for roadway purposes; and that in the event the County of Inyo does not so continuously use and maintain said real property for said purposes as hereinabove provided for a period of one year, then, and in that event, upon the expiration of said one-year period, all rights shall thereupon be forfeited, extinguished, and terminated, and all interest and rights hereby conveyed shall thereupon automatically revert to and revest in the City of Los Angeles without any further action.

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 City of Los Angeles 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.

Sec. 3. The grant of the easement is hereby authorized and ordered. An instrument in writing, approved as to form and legality by the City Attorney, conveying said easement to the County of Inyo is hereby authorized, and the President or Vice President of the Board, or the General Manager of the LADWP, or such person as the General Manager shall designate in writing, and the Secretary, Assistant Secretary, or the Acting Secretary of the Board be and they are hereby authorized and directed to execute said instrument in the name of the City of Los Angeles.

Sec. 4. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with City 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 the foregoing ordinance was passed by the Council of the City of Los Angeles, at its meeting of _____

HOLLY L. WOLCOTT, City Clerk

By _____ Deputy

Approved _____

Mayor

Approved as to Form and Legality

MICHAEL N. FEUER, City Attorney

By _____
JOHN O. BEANUM
Deputy City Attorney

Date _____

File No. _____

APPROVED AS TO FORM AND LEGALITY
MICHAEL N. FEUER, CITY ATTORNEY

SEP 03 2015

BY _____
JOHN BEANUM
DEPUTY CITY ATTORNEY