

WHEREAS, the Federal Highway Administration, County of Inyo (County), Inyo National Forest, and Bureau of Land Management have jointly implemented a public works project (Project) to rehabilitate 11.2 miles of Whitney Portal Road located in Lone Pine, Inyo County, California, and require acquisition of a right-of-way from the City of Los Angeles (City) to proceed with the Project; and

WHEREAS, the City owns land, under the management and control of the Los Angeles Department of Water and Power (LADWP), located in Lone Pine, Inyo County, California (Property); and

WHEREAS, the County has requested and LADWP has agreed to grant an easement for public roadway purposes over a 14.34 acre portion of said Property, to convey (i) a 40-foot easement for the existing Whitney Portal Road, and (ii) an additional 20-foot easement for the expansion of Whitney Portal Road for and in consideration of the sum of \$10,118; and

WHEREAS, LADWP finds that collaborating with the County and federal agencies to facilitate a resolution for public transportation needs is in the public's best interest; and

WHEREAS, the Property where easement is to be granted is owned by the City for the preservation of water assets, and the conveyance of easement will not interfere with LADWP's operational purposes; and

WHEREAS, the County conducted a study of the potential environmental effects of the Project in the Mitigated Negative Declaration (MND) pursuant to California Environmental Quality Act; and

WHEREAS, the Board of Water and Power Commissioners (Board) has reviewed and considered the information contained in the MND, pursuant to Section 15050 (b) of the California Code of Regulations Title 14, Chapter 3.

NOW, THEREFORE, BE IT RESOLVED that the public interest will be furthered by granting an easement to the County for public roadway purposes on said Property, owned by the City and under the management and control of LADWP, further described as:

Parcel R1

A strip of land 60 feet wide, the sidelines of which are parallel and concentric with and lying 30 feet each side of the centerline of Federal Highway Administration Project CA FLAP CRS 4018(1), Whitney Portal Road. The sidelines of said strip are to be lengthened or shortened to eliminate any gaps or overlaps and to end on property lines. Said strip is

located in the Southern Half of Sections 26 and 25 and in the Northern Half of Sections 35 and 36, Township 15 South, Range 35 East also in the Southern Half of Section 30, Township 15 South, Range 36 East, Mount Diablo Meridian, Inyo County, California, more particularly described as follows:

Beginning at a point on the centerline of said road (Station 495+84.22), from which the South Quarter Corner of Section 26, being a two-inch iron pipe stamped "GLO", bears South 89° 55' 42" West, 1,073.85 feet;

1. Thence along said centerline North 88° 29' 45" East, 878.91 feet;
2. Thence North 89° 11' 01" East, 631.11 feet to a curve to the right;
3. Thence along the arc of said curve having a radius of 3000.00 feet, through a central angle of 02° 45' 00" a distance of 143.99 feet, said arc subtended by a chord which bears South 89°26' 29" East, a distance of 143.97 feet to a compound curve to the left;
4. Thence along the arc of said curve having a radius of 8000.00 feet, through a central angle of 02° 49' 40" a distance of 394.82 feet, said arc subtended by a chord which bears South 89° 28' 49" East, a distance of 394.78 feet;
5. Thence North 89° 06' 21" East, 816.96 feet;
6. Thence North 89° 36' 10" East, 616.88 feet;
7. Thence North 89° 08' 41" East, 989.40 feet to a curve to the left;
8. Thence along the arc of said curve having a radius of 2500.00 feet, through a central angle of 10° 54' 17" a distance of 475.81 feet, said arc subtended by a chord which bears North 83°41' 33" East, a distance of 475.10 feet;
9. Thence North 78° 14' 24" East, 695.49 feet;
10. Thence North 78° 30' 34" East, 684.56 feet to a curve to the left;
11. Thence along the arc of said curve having a radius of 4100.00 feet, through a central angle of 04° 46' 47" a distance of 342.03 feet, said arc subtended by a chord which bears North 76° 07' 11" East, a distance of 341.94 feet;
12. Thence North 73° 43' 47" East, 90.57 feet to a curve to the left;

13. Thence along the arc of said curve having a radius of 480.00 feet, through a central angle of 18° 27' 39" a distance of 154.66 feet, said arc subtended by a chord which bears North 64° 29' 58" East, a distance of 153.99 feet;
14. Thence North 55° 16' 08" East, 90.80 feet to a curve to the right;
15. Thence along the arc of said curve having a radius of 550.00 feet, through a central angle of 44° 36' 44" a distance of 428.25 feet, said arc subtended by a chord which bears North 77° 34' 30" East, a distance of 417.51 feet;
16. Thence South 80° 07' 08" East, 814.28 feet to the intersection of said centerline (Station 578+32.73) and the east line of the Southwest One Quarter of the Southwest One Quarter of Section 30, from which the corner of HES 151, being a GLO brass cap, dated 1916, bears North 75°01'52" East, 4,092.02 feet.

EXCEPTING therefrom a portion of the existing right-of-way of Whitney Portal Road as shown on Parcel Map No. 362 on file in the Office of the County Recorder, County of Inyo, State of California, said portion being 0.08 acres more or less.

ALSO EXCEPTING therefrom a portion of Parcel 3 as shown on Parcel Map No. 362 on file in said Recorders Office, said portion being 0.01 acres more or less.

END OF DESCRIPTION

The above described parcel contains 11.27 acres, more or less.
 The present travelled way contains 7.53 acres, more or less.
 The net area for the new right-of-way is 3.74 acres, more or less.

Monument descriptions: State plane coordinates for monuments:
NAD 83, California Zone 4

Township 15 South, Range 35 East, MDM

Southwest Corner of Section 26	N = 2,100,464.33'
Two-inch iron pipe with GLO cap	E = 6,811,891.71'
Stamped S26-S27-S34-S35	
 South Quarter Corner of Section 26	 N = 2,100,484.51'
GLO two-inch iron pipe	E = 6,814,525.22'

Township 15 South, Range 36 East, MDM

HES 151 Closing Corner	N = 2,102,107.53'
GLO brass cap dated 1916	E = 6,827,690.03'
Stamped 151-CC-S30-S29	

Basis of Bearings: The bearing from the Southwest corner of Section 26, Township 15 South, Range 35 East, being a GLO brass cap, dated 1916, to the South Quarter corner of Section 26, said Township and Range, being a GLO brass cap, dated 1916, is North 89° 33' 40" East, 2,633.59 feet.

Area shown is ground area converted from grid measurements.

Note: The horizontal dimensions shown hereon are US Survey Foot grid dimensions. The coordinate system used is the Lambert NAD83, CA Zone 4, Epoch Date 2010 for Opus Solutions. To convert the horizontal dimensions on this property description to ground, divide the dimension shown by the project average combined factor of 0.9997848.

Parcel R2

A strip of land 60 feet wide, the sidelines of which are parallel and concentric with and lying 30 feet each side of the centerline of Federal Highway Administration Project CA FLAP CRS 4018(1), Whitney Portal Road. The sidelines of said strip are to be lengthened or shortened to eliminate any gaps or overlaps and to end on property lines. Said strip is located in HES 151, Township 15 South, Range 36 East, Mount Diablo Meridian, Inyo County, California, more particularly described as follows:

Beginning at the intersection of the centerline of said road (Station 596+85.47) and the westerly line of said HES, from which the corner of said HES, being a GLO brass cap, dated 1916, bears North 62°45'38" East, 2,387.46 feet;

1. Thence following said centerline along the arc of a non-tangent curve concave to the north having a radius of 1000.00 feet, through a central angle of 12° 54' 01" a distance of 225.15 feet, said arc subtended by a chord which bears North 69° 03' 09" East, a distance of 224.68 feet;
2. Thence North 62° 36' 09" East, 748.63 feet;
3. Thence North 63° 16' 25" East, 1071.02 feet to a curve to the right;

4. Thence along the arc of said curve having a radius of 1500.00 feet, through a central angle of 07° 07' 26" a distance of 186.51 feet, said arc subtended by a chord which bears North 66° 50' 08" East, a distance of 186.39 feet to the intersection of the said centerline (Station 619+16.73) and the southeasterly line of said HES, from which said GLO brass cap, bears S 46°47'29" W, 164.99 feet.

END OF DESCRIPTION

The above described parcel contains 3.07 acres, more or less.
The present travelled way contains 2.05 acres, more or less.
The net area for the new right-of-way is 1.02 acres, more or less.

Monument descriptions:

State plane coordinates for monuments:
NAD 83, California Zone 4

Township 15 South, Range 35 East, MDM

Southwest Corner of Section 26
Two-inch iron pipe with GLO cap
Stamped S26-S27-S34-S35

N = 2,100,464.33'
E = 6,811,891.71'

South Quarter Corner of Section 26
GLO two-inch iron pipe

N = 2,100,484.51'
E = 6,814,525.22'

Township 15 South, Range 36 East, MDM

HES 151 Closing Corner
GLO brass cap dated 1916
Stamped 151-CC-S30-S29

N = 2,102,107.53'
E = 6,827,690.03'

Basis of Bearings: The bearing from the Southwest corner of Section 26, Township 15 South, Range 35 East, being a GLO brass cap, dated 1916, to the South Quarter corner of Section 26, said Township and Range, being a GLO brass cap, dated 1916, is North 89°33' 40" East, 2,633.59 feet.

Area shown is ground area converted from grid measurements.

Note: The horizontal dimensions shown hereon are US Survey Foot grid dimensions. The coordinate system used is the Lambert NAD83, CA Zone 4, Epoch Date 2010 for Opus Solutions. To convert the horizontal dimensions on this property description to ground divide the dimension shown by the project average combined factor of 0.9997848.

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 grant 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 public 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.


BE IT FURTHER RESOLVED that the Board hereby approves and recommends that the City Council approve and authorize by ordinance the granting of said easement to the County for public roadway purposes, as provided in Section 675(d)(2) of the Los Angeles City Charter.

BE IT FURTHER RESOLVED, that upon approval by the Los Angeles City Council, the President or Vice President, or the General Manager, 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 an instrument in writing, approved as to form and legality by the City Attorney, conveying said easement for and on behalf of LADWP in accordance with City Charter Section 675(d)(2).

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 **MAR 21 2017**

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


Secretary

DEC 13 2016
BY 
JOHN BEANUM
DEPUTY CITY ATTORNEY