

ORDINANCE NO. 185005

An ordinance approving Resolution No. 017-205 of the Board of Water and Power Commissioners authorizing the grant of five easements to the State of California, Department of Transportation for highway and sewer purposes.

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

Section 1. It is found and determined that the easements 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 sold to the State of California, Department of Transportation. The Board of Water and Power Commissioners (Board) has adopted a resolution authorizing the grant of the easements and requesting the City Council to authorize, by ordinance, the execution, acknowledgment and delivery of instruments, in writing, on behalf of the City of Los Angeles, as provided in Section 675(d)(2) of the Los Angeles City Charter, in order to complete this transaction.

Sec. 2. The easements are further described as:

Parcel 3996-1 (Highway Easement)

A portion of Sections 6 and 7, Township 9 South, Range 34 East, Mount Diablo Meridian, as shown on the official plat thereof approved November 12, 1856, more particularly described as:

BEGINNING at the corner of Sections 1, 6, 7, and 12, Townships 9 South, Range 33 and 34 East, Mount Diablo Meridian, monumented with an iron pipe, 2 ¼-diameter, with Bureau of Land Management brass cap marked T9S R33E R34E S1 S6 S12 S7 1982, from which a second iron pipe, 2-inch diameter, with Bureau of Land Management brass cap marked T9S R33E R34E ¼ S1 S6 1982 bears North 0°27'16" West, 2632.68 feet distant; THENCE North 48°10'51" East, 692.22 feet to a point on the westerly right-of-way line of INY395 as described in Parcel No. 8 of Easement Deed from the City of Los Angeles to the State of California, as shown in Book 39, Page 399 of Official Records of Inyo County, recorded April 15, 1937, on file in Independence California, said point also being the TRUE POINT OF BEGINNING; THENCE along said westerly right-of-way South 38°51'38" East, 800 feet; THENCE leaving said westerly right-of-way North 83°51'38" West, 42.41 feet; THENCE South 51°08'22" West, 20.00 feet; THENCE North 38°51'38" West parallel with and 49.99 feet distant of said westerly right-of-way, 59.99 feet; THENCE North 6°08'22" East, 28.28 feet; THENCE North 38°51'38" West parallel with and 29.99 feet distant of said

westerly right-of-way, 469.91 feet; THENCE North 31°06'04" West, 222.15 feet to the TRUE POINT OF BEGINNING.

Containing 0.50 acre, more or less.

Bearings and distances are CCS 1983 Zone 4. All distances are GRID distances. To obtain ground distance, divide by the grid factor of 0.9998041.

Parcel 4025-1 (Highway Easement)

A portion of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 22 and the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 15, Township 21 South, Range 37 East, Mount Diablo Meridian.

A strip of land 32.01 feet wide, lying westerly of and coincident with Parcel 1 of Final Order of Condemnation No. 2760, in Official Records of Inyo County in Book 139, Page 377, recorded November 24, 1959, on file in Independence, California, and being 49.99 feet westerly of the following described line:

Beginning at the southwest corner of said NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 22, monumented with an aluminum pipe, 2 $\frac{1}{2}$ -inch diameter, with Bureau of Land Management (BLM) aluminum cap marked "NE $\frac{1}{16}$ S22 1980," from which a second aluminum pipe, 2 $\frac{1}{2}$ -inch diameter with BLM aluminum cap marked "N $\frac{1}{16}$ S 22 S 23 1980" bears South 87°07'33" East, 1324.18 feet distant; THENCE along the south line of said NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ 539.73 feet to the intersection with the centerline described in said Final Order of Condemnation and the TRUE POINT OF BEGINNING; THENCE North 20°07'28" West along said centerline 1853.14 feet to the west line of said SE $\frac{1}{4}$ of the SE $\frac{1}{4}$.

The sidelines of the foresaid strip shall be shortened or lengthened to terminate on said $\frac{1}{4}$ $\frac{1}{4}$ lines.

Containing 1.21 acres, more or less.

Parcel 4026-1 (Highway Easement)

A portion of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 15, Township 21 South, Range 37 East, Mount Diablo Meridian.

A strip of land 32.01 feet wide, lying westerly of and coincident with Parcel 2 of Final Order of Condemnation No. 2760, in Official Records of Inyo County in Book 139, Page 377, recorded November 24, 1959, on file in Independence, California, and being 49.99 feet westerly of the following described line:

Beginning at the southeast corner of said NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 15, monumented with an aluminum pipe, 2 $\frac{1}{2}$ -inch diameter,

with BLM aluminum cap marked "SE^{1/16} S15 1980," from which a second aluminum pipe, 2 1/2-inch diameter with BLM aluminum cap marked "CS^{1/16} S 15 1980" bears North 87°59'16" West, 1339.61 feet distant; THENCE along the south line of said NW^{1/4} of the SE^{1/4} 349.85 feet to the intersection with the centerline described in said Final Order of Condemnation and the TRUE POINT OF BEGINNING; THENCE North 20°07'28" West along said centerline 602.74 feet.

The sidelines of the foresaid strip shall be shortened or lengthened to terminate on said 1/4 1/4 line.

For Parcels 4025-1 and 4026-1, all bearings are CCS 1983 (1991.35) Zone 4. All distances are GRID distances. To obtain ground distance, divide by the grid factor of 0.9998143.

Containing 0.42 acre, more or less.

Parcel 3991-1 (Sewer Easement)

A portion of the SW 1/4 of Section 9, Township 1 North, Range 26 East, Mount Diablo Meridian, being a strip of land, 20 feet wide, 10 feet on each side of the following described line:

Beginning at the center west 1/16 corner of said Section 9, monumented with an iron pipe, 1 1/4-inch diameter, with cap and center punch hole, not marked, from which the 1/4 corner of Sections 8 and 9, monumented with an iron pipe, 1 1/4-inch diameter, with cap and center punch hole, no marks, bears South 88°47'55" West, 1308.75 feet; THENCE North 67°39'09" West, 36.24 feet to the center of a sewer manhole; THENCE South 59°00'00" West, 79.43 feet to the centerline of Mattley Avenue, county road, paved, 24 feet wide, the TRUE POINT OF BEGINNING; THENCE South 59°00'00" West, 25.58 feet; THENCE South 35°55'43" West, 238.09 feet; THENCE South 75°00'00" West, 7.50 feet to the easterly line of land described in deed to the State of California, in Official Records of Mono County in Book 49, Page 393, on file in Bridgeport, California; the side lines to be lengthened or shortened to terminate on said centerline of Mattley Avenue and on the said lands of the State of California.

Containing 0.12 acre, more or less.

Parcel 3992-1 (Sewer Easement)

A portion of the SW 1/4 of Section 9, Township 1 North, Range 26 East, Mount Diablo Meridian, being a strip of land, 20 feet wide, 10 feet on each side of the following described line:

Beginning at the center west $\frac{1}{16}$ corner of said Section 9, monumented with an iron pipe, 1 $\frac{1}{4}$ -inch diameter, with cap and center punch hole, not marked, from which the $\frac{1}{4}$ corner of Sections 8 and 9, monumented with an iron pipe, 1 $\frac{1}{4}$ -inch diameter, with cap and center punch hole, no marks, bears South 88°47'55" West, 1308.75 feet; THENCE North 67°39'09" West, 36.24 feet to the center of a sewer manhole; THENCE South 59°00'00" West, 29.14 feet to the east-west centerline of Section 9, the TRUE POINT OF BEGINNING; THENCE South 59°00'00" West, 50.29 feet to the center of Mattley Avenue, county road, paved, 24 feet wide; the side lines to be lengthened or shortened to terminate on said east-west centerline of said Section 9, and on the centerline of said Mattley Avenue.

Containing 0.023 acre, more or less.

All bearings are CCS 1983 (1991.35) Zone 3. All distances are GRID distances. To obtain ground distance, divide by the grid factor of 0.9996114.

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.

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 easements is hereby authorized and ordered. The President or Vice President of the Board, or the General Manager of 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 in the name of the City of Los Angeles, instruments in writing, approved as to form and legality by the City Attorney, conveying said easements to the State of California, Department of Transportation.


Sec. 4. 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 as follows: 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 JUN 07 2017.

HOLLY L. WOLCOTT, City Clerk


By  Deputy

Approved JUN 13 2017

 Mayor

Approved as to Form and Legality

MICHAEL N. FEUER, City Attorney

By 
JOHN O. BEANUM
Deputy City Attorney

Date 4/20/17

File No. 17-0379