

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

An ordinance approving Resolution No. \_\_\_\_\_ of the Board of Water and Power Commissioners authorizing the grant of easement to the County of Inyo for public roadway purposes located in Inyo County, California.

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

Section 1. It is found and determined that the 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 authorizing the grant of the easement and requesting the City Council to authorize, by ordinance, the execution, acknowledgment and delivery of an instrument, 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 easement is further described more particularly in Exhibit A, which is attached hereto and incorporated by this reference; and

SUBJECT TO all outstanding taxes and assessments, if any.

SUBJECT TO any and all agreements, covenants, conditions, easements, restrictions, reservations, right-of-way, 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 maintained by the County of Inyo for public roadway purposes; and that in the event the County of Inyo does not continuously maintain said real property for public roadway purposes for a period of one year, or vacates said roadway from the County of Inyo maintained road system, then, and in that event, upon the expiration of said one year period or said roadway vacation, 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 approved, 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, an instrument in writing, approved as to form and legality by the City Attorney, conveying said easement to the County of Inyo.

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: 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.

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

**JUN 12 2019**

BY \_\_\_\_\_  
JOHN BEANUM  
DEPUTY CITY ATTORNEY

The Clerk of the City of Los Angeles hereby certifies that the foregoing ordinance was passed by the Council of the City of Los Angeles.

CITY CLERK

MAYOR

\_\_\_\_\_

\_\_\_\_\_

Ordinance Passed \_\_\_\_\_

Approved \_\_\_\_\_

## EXHIBIT A

### Parcel No. 1 – Realignment of Cactus Flats Road

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An easement for roadway and access purposes, all in, over, under, and across a portion of the South East Quarter of Section 33, and the South West Quarter of Section 34, Township 19 South, Range 37 East and the North West Quarter of Section 3, Township 20 South, Range 37 East, Mount Diablo Meridian, in the unincorporated territory of the County of Inyo, State of California, as shown on the map S-737-D on file in the office of the Los Angeles Department of Water and Power, 300 Mandich Street, Bishop, California and more particularly described as follows:

COMMENCING at the center of Section 33, Township 19 South, Range 37 East, monumented with a 2-inch Iron Pipe with tag RCE 27791, from which, the East Quarter of said Section 33, marked by a 1-inch Iron Pipe with tag LS 4741 bears North 89°32'11" East, 2636.14 feet; THENCE, South 42°40'34" East, 1982.97 feet to the POINT OF BEGINNING, said point being the centerline of Cactus Flats Road; THENCE, North 58°03'26" East, 60.00 feet, along the prolongation of a radial line to the beginning of a curve concave northeasterly having a radius of 410.00 feet; THENCE, southeasterly 415.45 feet along said curve through a central angle of 58°03'26"; THENCE, North 90°00'00" East, 1414.45 feet to the beginning of a tangent curve concave southwesterly having a radius of 475.00 feet; THENCE, southeasterly 225.12 feet along said curve through a central angle of 27°09'18" to the prolongation of a radial line of said curve which bears North 27°09'18" East; THENCE, along said prolongation 100.00 feet; THENCE, South 62°50'42" East, 762.16 feet to the prolongation of a radial line, which bears South 27°09'18" West; THENCE, along said prolongation 80.00 feet, to the beginning of a curve concave southwesterly having a radius of 580.00 feet; THENCE, southeasterly 584.41 feet along said curve through a central angle of 57°43'55" to a radial line of said curve which bears South 84°53'12" West; THENCE, along said radial 20.00 feet; THENCE, South 05°06'48" East, 567.60 feet to the beginning of a tangent curve concave northeasterly having a radius of 240.00 feet; THENCE, southeasterly 377.34 feet along said curve through a central angle of 90°05'02" to a radial line that bears South 05°11'50" East; THENCE, along the prolongation of said radial 60.00 feet to the centerline of Cactus Flats Road; THENCE, along a radial line that bears South 05°11'50" East, 60.00 feet to the beginning of a concentric curve concave northeasterly having a radius of 360.00 feet; THENCE, northwesterly along said curve 566.01 feet through a central angle of 90°05'02"; THENCE, North 05°06'48" West, 567.60 feet to the beginning of a tangent curve concave southwesterly having a radius of 440.00 feet; THENCE, northwesterly 443.35 feet along said curve

through a central angle of 57°43'55" to a radial line of said curve which bears S27°09'18"W; THENCE, along said radial line 40.00 feet; THENCE, North 62°50'42" West, 762.16 feet to a radial line which bears North 27°09'18" East; THENCE, along said radial 40.00 feet, to the beginning of a curve concave southwesterly having a radius of 355.00 feet; THENCE, northwesterly 168.25 feet along said curve through a central angle of 27°09'18" to a tangent line of said curve, THENCE, South 90°00'00" West along said tangent line 1414.45 feet to the beginning of a tangent curve concave northeasterly having a radius of 530.00 feet; THENCE, northwesterly 537.04 feet along said curve through a central angle of 58°03'26" to a radial line which bears North 58°03'26' East; THENCE, along said radial 60.00 feet to the POINT OF BEGINNING.

Containing 14.81 acres, more or less.

Distances are in California Coordinate System, NAD 1927, Zone 4 Grid.  
To obtain the ground equivalent multiply by 1.0002040152.

**END OF DESCRIPTION**

## Parcel No. 2 – Existing Cactus Flats Road

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An easement for roadway and access purposes, all in, under, and across a portion of the South East Quarter of Section 33, Township 19 South, Range 37 East, Mount Diablo Meridian, in the unincorporated territory of the County of Inyo, State of California, as shown on map S-737-D on file in the office of the Los Angeles Department of Water and Power, 300 Mandich Street, Bishop, California, within a strip of land 40.00 feet wide, lying 20 feet on each side of the following described centerline:

COMMENCING at the center of Section 33, Township 19 South, Range 37 East, monumented with a 2-inch Iron Pipe with tag RCE 27791, from which, the East Quarter of said Section 33, marked by a 1-inch Iron Pipe with tag LS 4741 bears North 89°32'11" East, 2636.14 feet; THENCE, South 42°40'34" East, 1982.97 feet, to the POINT OF BEGINNING; THENCE, North 31°56'34" West, 92.76 feet to the beginning of a tangent curve concave southwesterly having a radius of 184.13 feet; THENCE, northwesterly 39.84 feet along said curve through a central angle of 12°23'52"; THENCE, North 44°20'26" West, 402.05 feet to the beginning of a tangent curve concave northeasterly having a radius of 952.00 feet; THENCE, northwesterly along said curve 294.43 feet through a central angle of 17°43'13"; THENCE, North 26°37'13" West, 407.92 feet to the beginning of a tangent curve concave southwesterly having a radius of 830.00 feet; THENCE, northwesterly along said curve 82.13 feet through a central angle of 05°40'10"; THENCE, North 32°17'23" West, 459.23 feet to the end of said centerline.

The sidelines of said strip shall be lengthened or shortened to terminate on the northerly line of the South East Quarter of said Section 33.

Containing 1.63 acres, more or less.

Distances are in California Coordinate System, NAD 1927, Zone 4 Grid. To obtain the ground equivalent multiply by 1.0002040152.

**END OF DESCRIPTION**

### Parcel No 3 – Existing Cactus Flats Road

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An easement for roadway and access purposes, all in, under, and across a portion of the South East Quarter of Section 3, Township 20 South, Range 37 East, Mount Diablo Meridian, in the unincorporated territory of the County of Inyo, State of California, as shown on map S-737-D on file in the office of the Los Angeles Department of Water and Power, 300 Mandich Street, Bishop, California, within a strip of land 40.00 feet wide, lying 20 feet on each side of the following described centerline:

COMMENCING at the center of Section 33, Township 19 South, Range 37 East, monumented with a 2-inch Iron Pipe with tag RCE 27791, from which, the East Quarter of said Section 33, marked by a 1-inch Iron Pipe with tag LS 4741 bears North 89°32'11" East, 2636.14 feet; THENCE, South 54°40'32" East, 5725.49 feet; THENCE, North 81°57'09" East, 198.37 feet to the beginning of a tangent curve concave southwesterly having a radius of 656.00 feet; THENCE, easterly 402.80 feet along said curve through a central angle of 35°10'50"; THENCE, South 62°52'00" East, 54.70 feet, more or less, to the easterly line of the South West Quarter of said Section 3.

The side lines of said strip shall be lengthened or shortened to terminate on the easterly line of the South East Quarter of said Section 3.

Containing 0.60 acres, more or less.

Distances are in California Coordinate System, NAD 1927, Zone 4 Grid. To obtain the ground equivalent multiply by 1.0002040152.

**END OF DESCRIPTION**