

ORDINANCE NO. _____

An ordinance approving Resolution _____ of the Board of Water and Power Commissioners authorizing the sale of real property interests to the State of California, Department of Transportation for its North See Vee Signal Project.

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

Section 1. It is found and determined that certain real property interests described in this ordinance, 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 approving a Right of Way Contract-State Highway (Agreement) and the sale of real property interests, and requesting the City Council to approve and authorize, by ordinance, the execution of the Agreement and 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 real property interests are further described more particularly as follows:

Portions of the northwest quarter of the northeast quarter of Section 1, Township 7 South, Range 32 East, Mount Diablo Meridian, in the County of Inyo, State of California, more particularly described as follows:

PARCEL 4067-1

COMMENCING at a point marking the one-quarter corner of Sections 1 and 36, of Townships 6 and 7 South, Range 32 East, per County Surveyor Map No. 9, monumented with a brass cap set in concrete, in a monument well, stamped "County Surveyor 1/4 S36 S1 1973 LS 3462", said point bears North 0°17'37" West, 5285.30 feet from a second brass cap set in concrete, in a monument well, stamped "County Surveyor 1/4 1 12 1972 LS 3462" marking the one-quarter corner of Sections 1 and 12, Township 7 South, Range 32 East.

THENCE, South 0°17'37" East, 39.88 feet to the southerly right-of-way of 09-INY-395, per Official Record Volume 35, page 404, recorded January 29, 1936, in the Office of the County Recorder's Office, in said County.

THENCE, along said southerly right-of-way line North 89°24'59" East, 219.95 feet, to the POINT OF BEGINNING.

THENCE, South 0°17'37" East, 9.00 feet.

THENCE, South 89°24'59" West, 46.88 feet, parallel with and 9.00 feet distant from said southerly right-of-way line.

THENCE, North 45°35'01" West, 4.95 feet, to a point 5.50 feet distant from said southerly right-of-way line.

THENCE, South 89°24'59" West, 101.03 feet, parallel with and 5.50 feet distant from the southerly right-of-way line.

THENCE, South 43°20'12" West, 42.81, feet to a point which is 38.99 feet distant from the north-south centerline of said Section 1.

THENCE, South 0°17'37" East, 40.06 feet, parallel with and 38.99 feet distant from said north-south centerline.

THENCE, South 11°08'49" West, 40.11 feet, to the easterly edge of See Vee Lane.

THENCE, North 0°05'27" West, 82.69 feet, along the easterly edge of See Vee Lane, to a point which is 33 feet from the southerly right-of-way of 09-INY-395, said point being the beginning of a non-tangent curve concave to the southeast, with a radial bearing of South 89°25'09" West, having a radius of 35.00 feet, per Official Record Volume 85, page 1123, recorded April 10, 1985, in said Recorder's Office.

THENCE, northeasterly 43.09 feet, along said curve through a central angle of 70°32'25" to its non-tangent intersection with said southerly right-of-way line.

THENCE, North 89°24'59" East, 165.45, along said southerly right-of-way line to the POINT OF BEGINNING.

Containing 0.05 acres (2157 sq. ft.), more or less.

TOGETHER WITH,

PARCEL 4067-2

COMMENCING at a point marking the one-quarter corner of Sections 1 and 36, of Townships 6 and 7 South, Range 32 East, per County Surveyor Map No. 9, monumented with a brass cap set in concrete, in a monument well, stamped "County Surveyor 1/4 S36 S1 1973 LS 3462", said point bears North 0°17'37" West, 5285.30 feet from a second brass cap set in concrete, in a monument well, stamped "County Surveyor 1/4 1 12 1972 LS 3462" marking the one-quarter corner of Sections 1 and 12, Township 7 South, Range 32 East.

THENCE, South 0°17'37" East, 39.88 feet to the southerly right-of-way of 09-INY-395, per Official Record Volume 35, Page 404, recorded January 29, 1936, in the Office of the County Recorder's Office, in said County.

THENCE, North 89°24'59" East, 219.95 feet along said southerly right-of-way line, to the POINT OF BEGINNING.

THENCE, South 0°17'37" East, 5.50 feet.

THENCE, North 89°24'59" East, 20.25 feet, parallel with and 5.50 feet distant from said southerly right-of-way line.

THENCE, North 0°35'01" West, 5.50 feet to said southerly right-of-way line.

THENCE, South 89°24'59" West, 20.23 feet, along said southerly right-of-way line, to the POINT OF BEGINNING.

Containing 0.002 acres (111 sq. ft.) more or less.

TOGETHER WITH,

The underlying fee interest of that portion of land described in Official Records Volume 35, page 404 and Road Deeds Book 2, page 44, lying within said northwest quarter of the northeast quarter of Section 1.

Containing 1.21 acres, more or less.

The basis of all bearings herein is the California Coordinate System 1983 (1991.35), Zone 4. Distances are GRID distances on said coordinate system. To convert to ground distances, divide by the combined grid factor of 0.9998204.

END OF DESCRIPTION

Portions of the southwest quarter of the southeast quarter of Section 36, Township 6 South, Range 32 East, Mount Diablo Meridian, in the County of Inyo, State of California, more particularly described as follows:

PARCEL 4068-1

COMMENCING at a point marking the one-quarter corner of Sections 1 and 36, of Townships 6 and 7 South, Range 32 East, monumented with a brass cap set in concrete, in a monument well, stamped "County Surveyor 1/4 S36 S1 1973 LS 3462."

THENCE, North to the northerly right-of-way of 09-INY-395 as conveyed in Official Record Volume 35, page 404, recorded January 29, 1936, in the Office of the County Recorder's Office, in said County.

THENCE, easterly along said northerly right-of-way to the north-south centerline of said Section 36 and the POINT OF BEGINNING.

THENCE, continuing along the north and south centerline of said Section 36, 6.00 feet.

THENCE, North 89°24'59" East, 95.98 feet, parallel with and 6.00 feet distant from said northerly right-of-way line.

THENCE, South 00°35'01" East, 6.00 feet to said northerly right-of-way line.

THENCE, South 89°24'59" West, 95.98 feet, along said northerly right-of-way line, to the POINT OF BEGINNING.

Containing 0.01 acres (576.1 sq. ft.), more or less.

TOGETHER WITH,

The underlying fee interest of that portion of land described in Official Records Volume 35, page 404 and Road Deeds Book 2, page 44, lying within said southwest quarter of the southeast quarter of Section 36.

Containing 1.21 acres, more or less.

The basis of all bearings herein is the California Coordinate System 1983 (1991.35), Zone 4. Distances are GRID distances on said coordinate system. To convert to ground distances, divide by the combined grid factor of 0.9998204.

END OF DESCRIPTION

Portions of the northwest quarter of the northeast quarter of Section 1, Township 7 South, Range 32 East, Mount Diablo Meridian, in the County of Inyo, State of California, more particularly described as follows:

PARCEL 4067-5 Aerial Easement

That portion of the north 200 feet of the west 200 feet measured from the right-of-way lines of 09-INY-395 per deed on Official Records, Book 35, Page 404, recorded January 29, 1936, and the right-of-way of See Vee Lane, which is 25 feet from the centerline (the Property). More particularly described as follows:

A strip of land in the northerly portion of the Property, 6.00 feet wide, parallel with and the southerly edge of which is 51.49 feet distant from the centerline of 09-INY-395.

TOGETHER WITH:

All that land lying coincident with and to the east of the Property, bounded to the north by said southerly right-of-way line of 09-INY-395, and bounded to the south and east by the following described line:

BEGINNING on the east line of the Property, at a point which is 51.49 feet distant from the centerline of 09-INY-395.

THENCE, North 87°00'40" East, 151 feet to a point which is 45.14 feet from said centerline and is 6 feet southerly of a power pole which is approximately South 84°34'30" East, 373 feet from a brass cap set in concrete, in a monument well, marked "County Surveyor 1/4 S36 S1 1973 LS 3462".

THENCE, North 0°35'01" West 5.15 feet to said southerly right of way line.

EXCEPTING therefrom that portion lying within the described parcels 4067-1 and 4067-2.

The basis of all bearings herein is the California Coordinate System 1983 (1991.35), Zone 4. Distances are GRID distances on said coordinate system. To convert to ground distances, divide by the combined grid factor of 0.9998204.

END OF DESCRIPTION

SUBJECT TO all outstanding taxes and assessments, if any.

SUBJECT TO any and all agreements, covenants, conditions, restrictions, easements, reservations, rights and rights-of-way of record, and other matters of record.

SUBJECT TO any rights-of-way which may be apparent if a visual inspection is made of said real property.

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 Agreement and the sale of real property interests to the State of California, Department of Transportation are 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 the Agreement, and, 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 real property interests to the State of California, Department of Transportation.

Sec. 4. This ordinance shall be effective upon its publication as provided in Section 252(j) of the Los Angeles Charter.

Sec. 5. 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

HYDEE FELDSTEIN SOTO, City Attorney

By _____
JOHN O. BEANUM
Deputy City Attorney

Date _____

File No. _____

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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 _____