

ORDINANCE NO. _____

An ordinance approving Resolution _____ of the Board of Water and Power Commissioners authorizing the sale of easement to the City of Bishop for its North Sierra Highway water line project.

**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 sold to the City of Bishop. The Board of Water and Power Commissioners (Board) has adopted a resolution approving the sale of easement, and requesting the City Council to approve and 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 as follows:

A strip of land for water line purposes, in the City of Bishop, State of California, over a portion of the North East Quarter of Section 1, Township 7 South, Range 32 East and a portion of Lot 3, of the Sierra Tract on file in Record of Survey, Book 1, Page 52-2, in the Office of the County Recorder, County of Inyo, State of California, said strip being 15 feet in width, the centerline of which is described as follows:

COMMENCING at the intersection of Sierra and Home Streets marked by a 2-inch iron pipe with brass cap stamped COUNTY SURVEYOR 1975 L.S. 3462.

THENCE: South 89°21'42" West, 673.84 feet along the centerline of Sierra Street to the westerly line of said Section 1, said point marked by to a 2-inch iron pipe with tag stamped RCE 15557.

THENCE: South 00°57'14" East, 17.50 feet along said section line, to the POINT OF BEGINNING.

THENCE: South 89°21' 42" West, 23.53 feet.

THENCE: North 00°51'33" West, 1926.64 feet.

THENCE: North 44°47'11" East, 64.04 feet.

THENCE: South 89°45'47" East, 717.40 feet.

Containing 0.94 acres, more or less.

END OF DESCRIPTION

Together with all necessary or convenient means of ingress to and egress from said land and property for the purpose of exercising the right herein granted.

Said right shall be exercised jointly with the reserved right of the City of Los Angeles and its Department of Water and Power to operate and maintain electrical power facilities and water facilities upon said real property, and all use and improvement of the same by the City of Bishop shall be in such manner as shall not in anywise interfere with or endanger any works, facilities, or operations of the City of Los Angeles; and in the event any works, facilities, or operations of the City of Los Angeles shall be relocated, augmented, or otherwise changed or interrupted to accommodate the exercise of the right herein granted, the City of Bishop shall reimburse the City of Los Angeles and its Department of Water and Power for any and all costs incurred in that connection.

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.

SUBJECT TO a right-of-way for the Noble Ditch that supplies water to lands owned by the City of Los Angeles and lands that are part of the Bishop Creek Water Association.

EXCEPTING AND RESERVING TO 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 sale of easement to the City of Bishop 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

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instrument in writing, approved as to form and legality by the City Attorney, conveying said easement to the City of Bishop.

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

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 _____