

RESOLUTION NO. 023 191

WHEREAS, the City of Los Angeles (City) owns that certain real property, under the management and control of the Los Angeles Department of Water and Power (LADWP), identified as a portion of Assessor's Parcel Number 09-120-03, located in Inyo County, California, constituting 0.41 acres (the "Property"); and

WHEREAS, the County of Inyo (County) has proposed its Pine Creek Bridge Replacement Project (Project), which consists of constructing a new bridge over a portion of Pine Creek to replace County Bridge No. 48C0044 that collapsed in 2017 due to high water flows in Pine Creek; and

WHEREAS, the County has requested an easement over the Property for its Project, and LADWP and the County have negotiated for the sale of said easement to the County, for and in consideration of \$1,000; and

WHEREAS, LADWP has determined that conveying an easement to the County for its Project will not interfere with LADWP's operational purposes of conveying water and generating power, and the protection or conservation of water and power resources; and

WHEREAS, In accordance with California Environmental Quality Act (CEQA) Guidelines Sections 15070-15075, a Mitigated Negative Declaration (MND) was prepared by the County to analyze the impacts associated with the Project. On January 20, 2020, the Inyo County Planning Department approved the Project and filed a Notice of Determination.

NOW, THEREFORE, BE IT RESOLVED that it is in the best interest of the City and LADWP, for and in consideration of the sum of \$1,000, to sell an easement to the County for Pine Creek Bridge over the Property, legally described as follows:

A strip of land for right-of-way purposes located within a portion of Section 17, Township 6 South, Range 31 East, Mount Diablo Meridian, more particularly described as follows:

COMMENCING at a found boat spike on the centerline of North Round Valley Road, station 340+19.62 (point of curve) per the unrecorded map of the Final Monumentation on North and South Round Valley Roads Resurfacing Project for the County of Inyo Road Department dated December, 2003;

THENCE along said centerline, South 19°15'31" East, 187.22 feet to a point of curve, said point falling on the southerly line of an existing sixty-foot (60') right-of-way per the Deed filed for record January 13, 1889 in the office of Recorder, Inyo County, California, in Book 1, at Page 42, said point being the TRUE POINT OF BEGINNING;

THENCE along said southerly line, North 70°44'29" East, 30.00 feet to the southeasterly terminus of said sixty-foot (60') right-of-way;

THENCE along the easterly line of said existing sixty-foot (60') right-of-way, North 19°15'31" West, 68.64 feet;

THENCE North 70°44'29" East, 40.00 feet;

THENCE South 19°15'31" East, 68.64 feet;

THENCE along the arc of a curve to the left, having a radius of 630.00 feet, central angle of 07°28'40" and arc length of 82.22 feet;

THENCE South 63°15'49" West, 140.00 feet;

THENCE along the arc of a curve to the right, non-tangent to the preceding course, having a radius of 770.00 feet, central angle of 07°28'40", arc length of 100.49 feet, and chord bearing and distance of North 22°59'51" West, 100.42 feet;

THENCE North 19°15'31" West, 68.64 feet;

THENCE North 70°44'29" East, 40.00 feet to a point on the westerly line of said existing sixty-foot (60') right-of-way of North Round Valley Road;

THENCE along said westerly line of an existing sixty-foot (60') right-of-way, South 19°15'31" East, 68.64 feet to the southwesterly terminus of said sixty-foot (60') right-of-way;

THENCE along said southerly line of said sixty-foot (60') right-of-way, North 70°44'29" East, 30.00 feet to the POINT OF BEGINNING, containing 18,281 square feet, more or less.

The Basis of Bearing of these descriptions is NAD83, California Coordinate System, Zone 4 per Record of Survey No. 04-005 filed for record April 2, 2008 in the office of Recorder, Inyo County, California in Book 17, Pages 46-51.

#### **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 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.

BE IT FURTHER RESOLVED that the Board of Water and Power Commissioners (Board) hereby approves and recommends that the Los Angeles City Council approve and authorize by ordinance the sale of said easement to the County, in accordance with Section 675(d)(2) of the Los Angeles City Charter.

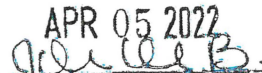
BE IT FURTHER RESOLVED, that upon approval by the Los Angeles City Council, the President or Vice President, or the General Manager, or such person as the General Manager shall designate in writing, and the Secretary, Assistant Secretary, or the Acting Secretary of the Board are hereby authorized and directed to execute an instrument in writing, approved as to form and legality by the City Attorney, conveying said easement to the County, and to perform all other actions necessary to complete the transaction, for and on behalf of the City in accordance with Los Angeles 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

APR 11 2023

  
Secretary

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

APR 05 2022  
BY   
JOHN BEANUM  
DEPUTY CITY ATTORNEY