

WHEREAS, the City of Los Angeles (City) owns certain real property under the management and control of the Los Angeles Department of Water and Power (LADWP), identified as portions of Assessor Parcel Numbers 011-390-03, 011-390-04, and 008-020-02, located in the City of Bishop (Bishop), constituting approximately 0.94 acres (Property); and

WHEREAS, Bishop has proposed developing its North Sierra Highway Water Line Project (Project) to construct an underground water line to supply municipal water to certain City property; and

WHEREAS, Bishop will construct the Project at its cost and has requested an easement under the Property for an underground water line for the Project. LADWP and Bishop have negotiated for the sale of said easement to Bishop, for and in consideration of \$618; and

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

NOW, THEREFORE, BE IT RESOLVED that it is in the best interest of the City and LADWP, for and in consideration of \$618, to sell an easement for an underground water line to Bishop under the Property, legally described 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.

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 an easement to Bishop for an underground water line, 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 Bishop, and to perform all other actions necessary to complete the transaction, for and on behalf of the City of Los Angeles in accordance with 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

Secretary

APPROVED AS TO FORM AND LEGALITY
HYDEE FELDSTEIN SOTO, CITY ATTORNEY

NOV 12 2024

BY



JOHN BEANUM
DEPUTY CITY ATTORNEY