

RESOLUTION NO. \_\_\_\_\_

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), located in the City of Bishop, Inyo County, California (Property); and

WHEREAS, the State of California, Department of Transportation (State) has a public improvement project, North See Vee Signal Project No. 0912000054 (Project), to install a traffic signal and sidewalks at the intersection of North See Vee Lane and U.S. Route 395, in the City of Bishop, Inyo County, California; and

WHEREAS, the State has requested to purchase real property interests for its Project from LADWP, including (1) fee interest in Parcel Nos. 4067-1, 4067-2, and 4068-1; (2) fee interest in that portion of land described in Official Records Volume 35, page 404 and Road Deeds Book 2, page 44, lying within the northwest quarter of the northeast quarter of Section 1 and the southwest quarter of the southeast quarter of Section 36 on file in the Inyo County Recorder's Office; and (3) aerial easement over Parcel No. 4067-5; and

WHEREAS, LADWP and the State have negotiated a Right of Way Contract-State Highway Document No. 4067/4068 (Agreement) for the purchase and sale of the real property interests to the State, for and in consideration of the sum of \$54,551.73; and

WHEREAS, LADWP has determined that conveyance of said real property interests will not interfere with LADWP's operational purposes of generating water or power, and the protection or conservation of water and power resources; and

WHEREAS, the State prepared a Mitigated Negative Declaration (MND) to analyze the impacts associated with the construction and operation of the Project, and a Notice of Determination was filed on April 4, 2017; and

WHEREAS, the Board of Water and Power Commissioners (Board) has reviewed and considered the information contained in the MND, pursuant to Section 15050 (b) of the California Code of Regulations Title 14, Chapter 3.

NOW, THEREFORE, BE IT RESOLVED that it is in the best interest of the City and LADWP to sell the real property interests described below to the State, for and in consideration of \$54,551.73, in accordance with the terms and conditions of the Agreement, approved as to form and legality by the City Attorney, and on file with the Secretary of the Board.

BE IT FURTHER RESOLVED that the real property interests are described 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  $0^{\circ}17'37''$  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  $0^{\circ}17'37''$  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  $89^{\circ}24'59''$  East, 219.95 feet, to the POINT OF BEGINNING.

THENCE, South  $0^{\circ}17'37''$  East, 9.00 feet.

THENCE, South  $89^{\circ}24'59''$  West, 46.88 feet, parallel with and 9.00 feet distant from said southerly right-of-way line.

THENCE, North  $45^{\circ}35'01''$  West, 4.95 feet, to a point 5.50 feet distant from said southerly right-of-way line.

THENCE, South  $89^{\circ}24'59''$  West, 101.03 feet, parallel with and 5.50 feet distant from the southerly right-of-way line.

THENCE, South  $43^{\circ}20'12''$  West, 42.81, feet to a point which is 38.99 feet distant from the north-south centerline of said Section 1.

THENCE, South  $0^{\circ}17'37''$  East, 40.06 feet, parallel with and 38.99 feet distant from said north-south centerline.

THENCE, South  $11^{\circ}08'49''$  West, 40.11 feet, to the easterly edge of See Vee Lane.

THENCE, North  $0^{\circ}05'27''$  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  $89^{\circ}25'09''$  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  $70^{\circ}32'25''$  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.

BE IT FURTHER RESOLVED that the Board hereby approves and recommends that the Los Angeles City Council approve and authorize by ordinance the Agreement and sale of said real property interests to the State for its Project, 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 the Agreement and instrument(s) in writing, approved as to form and legality by the City Attorney, conveying said real property interests to the State, and to perform all other actions necessary to complete the transaction, for and on behalf of the City of Los Angeles 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 the resolution adopted by the Board of Water and Power Commissioners of the City of Los Angeles at its meeting held

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Secretary

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

JUL 30 2024  
BY John BeNUM  
JOHN BEANUM  
DEPUTY CITY ATTORNEY