# COUNTY OF LOS ANGELES

## DEPARTMENT OF PUBLIC WORKS

*"To Enrich Lives Through Effective and Caring Service"*

DEAN D. EFSTATHIOU, Acting Director

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
http://dpw.lacounty.gov

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460


September 16, 2008

IN REPLY PLEASE
REFER TO FILE: MP-6

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**WEST COAST BASIN BARRIER PROJECT**
**PARCELS 69EX AND 69WA**
**FACILITIES RELOCATION AGREEMENT AND QUITCLAIM OF EASEMENT**
**BETWEEN THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT**
**AND THE CITY OF EL SEGUNDO**
**(SUPERVISORIAL DISTRICT 4)**
**(3 VOTES)**

## SUBJECT

These actions are to quitclaim a water pipeline easement and execute a Facility Relocation Agreement between the Los Angeles County Flood Control District and the City of El Segundo.

**IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:**

1. Acting as a responsible agency for the proposed project, consider the Negative Declaration prepared and adopted by the City of El Segundo as the lead agency, certify that your Board has independently considered and reached its own conclusions regarding the environmental effects of the project as shown in the Negative Declaration, find on the basis of the whole record before your Board that there is no substantial evidence the project will have a significant effect on the environment.

2. Approve the Facility Relocation Agreement between the Los Angeles County Flood Control District and the City of El Segundo affecting Parcel 69WA.

3. Find the easement for a water pipeline in West Coast Basin Barrier Project, Parcel 69EX, to no longer be required for the purposes of the Los Angeles County Flood Control District.

4. Authorize the Quitclaim of Easement in Parcel 69EX to the underlying fee owner, the City of El Segundo.

5. Instruct the Chair to sign the Facility Relocation Agreement and Quitclaim of Easement and authorize delivery to the City of El Segundo.

## PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to allow the Los Angeles County Flood Control District (LACFCD) to execute a Facility Relocation Agreement which will enable the LACFCD to retain its prior rights for the newly relocated facilities within public road right of way, with any and all future costs to relocate to be paid by the City of El Segundo (City).

This action will also allow the LACFCD to quitclaim its easement in the West Coast Basin Barrier Project, Parcel 69EX, to the underlying fee owner, the City.

### Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Fiscal Responsibility (Goal 4). The Facility Relocation Agreement will protect the LACFCD's prior rights thereby making the City responsible for any and all costs associated with future relocation of the water pipeline. This action will also provide Community Services (Goal 6). The relocation of the water pipeline will enable the City's Douglas Street Gap Closure project to proceed while continuing to protect the region's fresh water supply, thereby improving the quality of life for residents of the County.

## FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

As consideration for the Quitclaim of Easement, the City granted the LACFCD an alternative easement in Parcel 69WA for the relocated water pipeline.

## FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Parcel 69EX is located within Douglas Street, north of Rosecrans Avenue, west of Aviation Boulevard, in the City of El Segundo.

As part of the City's Douglas Street Gap Closure project, the City relocated the LACFCD's West Coast Basin Barrier pipeline within the future road right of way for Douglas Street under LACFCD Permit No. 2002-758. This permit required the City to grant the LACFCD an easement and to enter into a Facility Relocation Agreement to protect the LACFCD's prior rights. The City subsequently granted the LACFCD an easement in Parcel 69WA and signed the Facility Relocation Agreement. The new pipeline was constructed and Parcel 69EX now lies outside the required right of way.

The attached Quitclaim of Easement and Facility Relocation Agreement were approved by County Counsel and will be recorded.

## ENVIRONMENTAL DOCUMENTATION

An Initial Study was prepared for the project by the lead agency, the City, in compliance with the California Environmental Quality Act (CEQA). The Initial Study showed that there is no substantial evidence that the project may have a significant effect on the environment. Based on the Initial Study, a Negative Declaration was prepared by the City and adopted by it on February 4, 2003.

In compliance with applicable laws prior to January 1, 2007, upon the City's adoption of the Negative Declaration, it filed a Notice of Determination with the Registrar-Recorder/County Clerk and found that the project has no effect on fish and wildlife and filed a certificate of fee exemption with the Registrar-Recorder/County Clerk in accordance with Section 711.4 of the California Fish and Game Code. We will also file a Notice of Determination in compliance with Section 21152(a) of the California Public Resources Code. A $50 processing fee will be paid to the Registrar-Recorder/County Clerk.

## IMPACT ON CURRENT SERVICES (OR PROJECTS)

The relocated water pipeline will continue to protect the regional fresh water supply.

**CONCLUSION**

Please return one adopted copy of this letter and the executed originals of the Facility Relocation Agreement and Quitclaim of Easement to the Department of Public Works, Mapping & Property Management Division. Retain one duplicate of each for your files.

Respectfully submitted,

DEAN D. EFSTATHIOU
Acting Director of Public Works

DDE:PAP:psr

Attachments (2)

c: Auditor-Controller (Accounting Division - Asset Management)
Chief Executive Office
County Counsel

**WEST COAST BASIN BARRIER PROJECT**
**PARCEL NO. 69WA**
AFFECTS DOUGLAS STREET GAP CLOSURE & GRADE SEPARATION PROJECT
Assessor's Identification Number(s):
4138-010-900 (Portions in streets)
4138-012-800 (Portions in streets)
4138-012-900 & 902 (Portions in streets)
Portions of Douglas Street contained in
Final construction drawings
Pages W-7, W-8, & W-9

# FACILITY RELOCATION AGREEMENT

This Agreement made this 2nd day of Nov, 2006, by and between the Los Angeles County Flood Control District, a body corporate and politic (herein referred to as District), and the City of El Segundo, a municipal corporation (herein referred to as City).

WITNESSETH:

WHEREAS, City is planning construction of the Douglas Street Grade Separation - Gap Closure Project (herein referred to as Project), between Park Place North and Alaska Avenue in the City of El Segundo; and

WHEREAS, City is acquiring easements for public road and highway purposes over private property to operate and maintain the Project; and

WHEREAS, District owns, operates, and maintains a 45-inch water Pipeline for its West Coast Basin Barrier project (herein referred to as Pipeline) by virtue of the following easement rights:

- An easement for water Pipeline purposes from the City of El Segundo recorded on February 28, 1964, as Official Records Document No. ORD2377-732.

- An easement for water Pipeline purposes from Southern California Edison Company (SCE), recorded on March 11, 1971, as Official Records Document No. D4993-907.

- By Notice of Action, recorded May 28, 1962, as Official Records No. M1025-339, Superior Court of Los Angeles Case No. 796583, the District was plaintiff under an action to condemn a permanent easement for a water Pipeline in a portion of this property, defendants named as Farr Company, The Atchison, Topeka, and Santa Fe Railway Company, et al. The Order of Immediate Possession was filed August 29, 1962.



38 SEP 16, 2008

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The property is now owned by the Los Angeles County Metropolitan Transportation Authority (MTA).

WHEREAS, a portion of the District's Pipeline conflicts with the construction of the Project; and

WHEREAS, City desires to relocate District's Pipeline at its sole cost and expense to eliminate such conflict; and

WHEREAS, on January 11, 2005, District issued the City Permit No. 2002-758 authorizing the relocation of District's Pipeline conditioned upon the execution of this Facility Relocation Agreement, and the City's grant of a replacement easement for that portion of the Pipeline outside of public road right of way; and

WHEREAS, this Facility Relocation Agreement will outline the obligations and responsibilities of the parties.

NOW THERFORE, in consideration of the promises and the mutual covenants herein contained, District and City agree as follows:

1. City shall remove and thereafter relocate, at City's sole cost and expense, those portions of the District's Pipeline as shown on final construction drawings titled Douglas Street Gap Closure - 45" WATER RELOCATION PLAN AND PROFILE - STA 8 +68.75 TO STA 20 + 11.69 on pages W-7, W-8, & W-9, on file in the Public Works office of the City of El Segundo and as authorized under District Permit No. 2002-758, attached hereto as Exhibit A.

2. City shall grant the District an easement for water line purposes over a portion of Assessor's Parcel No. 4138-010-900 as described in the Easement Deed attached hereto as Exhibit B.

3. City acknowledges the above-referenced District easements and the priority of said easements over City's easements. In the event of a future use, realignment, relocation, or reconstruction of Douglas Street which necessitates a realignment, relocation, reconstruction, or removal of all or a portion of District's pipeline, City agrees to notify District in writing and bear all costs associated with the realignment, relocation, reconstruction, and removal of District's pipeline (including all costs related to the design, construction, and acquisition of any easements on behalf of the District necessary to operate and maintain the Pipeline).

4. District agrees to notify City, in writing, prior to commencing any maintenance and repair work on District's Pipeline that may impact traffic on Douglas Street.

5. This Agreement shall inure to the benefit of and be binding upon the successors and assigns of the respective parties hereto.

IN WITNESS WHEREOF, said DISTRICT, a body corporate and politic, as authorized by Los Angeles County Code Title 2, Division 2, Chapter 2.18, et seq., and attested to by the County Clerk and the CITY OF EL SEGUNDO, a municipal corporation, have caused this Agreement to be executed by its duly authorized officers pursuant to its by-laws or pursuant to a resolution adopted by its City Council.

CITY OF EL SEGUNDO,
A municipal corporation

By _____
City Manager

(City Seal)

ATTEST:

By _____
City Clerk

APPROVED AS TO FORM:
MARK D. HENSLEY,
CITY ATTORNEY

By _____
Karl H. Berger,
Assistant City Attorney

November 3, 2006

STATE OF CALIFORNIA )
COUNTY OF LOS ANGELES ) SS
CITY OF EL SEGUNDO )

On November 2, 2006, before Cathy Domann, Deputy City Clerk, personally appeared Jeff Stewart, City Manager of the City of El Segundo, personally known to me to be the person whose name is subscribed to on the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or entity upon behalf of which the persons acted, executed the instrument.

Witness my hand and Official Seal

Cathy Domann

Cathy Domann, Deputy City Clerk

C:forms\certsig

LOS ANGELES COUNTY
FLOOD CONTROL DISTRICT
a body corporate and politic

By _____
Chair, Board of Supervisors
of the Los Angeles County
Flood Control District

(LACFCD-SEAL)

ATTEST:

SACHI A. HAMAI, Executive Officer
of the Board of Supervisor
of the County of Los Angeles

By _____
Deputy SEP 16 2008

APPROVED AS TO FORM:

RAYMOND G. FORTNER, JR.
County Counsel

By _____
Deputy

766681

FLU:gp
P2:\BOARD LTRS\WEST COAST BASIN AGRMT

I hereby certify that pursuant to
Section 25103 of the Government Code,
delivery of this document has been made.

SACHI A. HAMAI
Executive Officer
Clerk of the Board of Supervisors

By _____
Deputy SEP 16 2008

ADOPTED
BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

38 SEP 16 2008

SACHI A. HAMAI
EXECUTIVE OFFICER

STATE OF CALIFORNIA )
) ss.
COUNTY OF LOS ANGELES )

On January 6, 1987, the Board of Supervisors for the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies, and authorities for which said Board so acts adopted a resolution pursuant to Section 25103 of the Government Code that authorized the use of facsimile signatures of the Chairman of the Board on all papers, documents, or instruments requiring the Chairman's signature.

The undersigned hereby certifies that on this 16TH day of SEPT., 2008, the facsimile signature of YVONNE B. BURKE, Chairman of the Board of Supervisors of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, was affixed hereto as the official execution of this document. The undersigned further certifies that on this date a copy of the document was delivered to the Chairman of the Board of Supervisors of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT.

In witness whereof, I have also hereunto set my hand and affixed my official seal the day and year above written.

SACHI A. HAMAI, Executive Officer
of the Board of Supervisors
of the County of Los Angeles

By _____
Deputy

(LACFCD-SEAL)

APPROVED AS TO FORM

RAYMOND G. FORTNER, JR.
County Counsel

By _____
Deputy

P:CONF:ACK:FLODFAX.2 W O BOX RVSD. 51607

LOS ANGELES COUNTY DEPARTMENT OF PUBLIC WORKS
FOR LOS ANGELES COUNTY FLOOD CONTROL DISTRICT
900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331

MAILING ADDRESS
P.O. BOX 1460
Alhambra, CA 91802-1460

# PERMIT

ACILITY West Coast Basin Barrier Project

FILE NO. C-3
PERMIT NO. 176.032
JOB NO. 2002-758
TELEPHONE CMJM99INSP
(626) 440-6100

ERMITTEE City of El Segundo
c/o Parsons
100 West Walnut Street
Pasadena, CA 91124
Attn: Pete Tuccillo

URPOSE OF PERMIT
To authorize the work described in Provision No. 3 affecting the subject stream in accordance with the submitted plans, District Drawing Nos. 176-F184.1 to .7 (Department Drawing Nos. PF509880 to PF509885 and PF509895).

PPLICATION DATED November 21, 2002 PERMIT ISSUED January 11, 2005 EXPIRES **See Provision No. 1**

EES: PLAN CHECK Actual Cost*

NSPECTION Waived**

NNUAL $ None

BY AUTHORITY OF THE BOARD OF SUPERVISORS DATED MARCH 26, 1950
DONALD L. WOLFE, INTERIM DIRECTOR OF PUBLIC WORKS

BY _____
NELSON D. NELSON, Permits and Subdivisions Section,
Construction Division

Service Request No. 11398
**City of El Segundo shall provide inspection.

HIS PERMIT IS SUBJECT TO THE PROVISIONS LISTED ON THE REVERSE SIDE HEREOF EXCEPT AS EXPRESSLY MODIFIED IN THE ADDITIONAL ROVISIONS LISTED BELOW AND AS LISTED ON THE ATTACHMENT ENTITLED "ADDITIONAL PROVISIONS FOR PERMIT NUMBER 2002-758."

. PERMITTEE MUST NOTIFY **PERMIT OFFICE NO. 3** (8:00 A.M. TO 4:00 P.M.) AT TELEPHONE (310) 649-6300 AT LEAST 24 HOURS BEFORE STARTING ANY WORK UNDER THIS PERMIT. FAILURE TO SO NOTIFY IS CAUSE FOR REVOCATION OF PERMIT. SHOULD PERMITTEE FAIL TO TAKE ACTION WITHIN **180** DAYS FROM DATE OF ISSUANCE OF THIS PERMIT OR FAIL TO ACTIVELY AND DILIGENTLY EXERCISE THE PRIVILEGES OF THIS PERMIT, THE PERMIT BECOMES NULL AND VOID.

2. PERMITTEE SHALL NOTIFY UNDERGROUND SERVICE ALERT AT 1-800-422-4133 AT LEAST 24 HOURS BEFORE COMMENCING ANY EXCAVATION NECESSARY TO PERFORM THE WORK AUTHORIZED BY THIS PERMIT.

3.

| Facility | Station | Work Description | Location |
|---|---|---|---|
| West Coast Basin Barrier Project | N/A | Relocate a 45-inch Class 200 Steel Cylinder Concrete Pipe (SCCP) per submitted plans. | Near the intersection of Douglas Street and Rosecrans Avenue in the City of El Segundo (TG 732-J3). |

4. **PERMITTEE SHALL NOTIFY WATER RESOURCES DIVISION – OPERATIONS SECTION AT (626) 458-6177 48 HOURS PRIOR TO THE START OF THE 45-INCH WATER LINE REPLACEMENT.**

5. **PERMITTEE SHALL GRANT AN EASEMENT TO THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT AND EXECUTE A FACILITY RELOCATION AGREEMENT PRIOR TO START OF CONSTRUCTION.**

LC:lh
D:\Section\Permits\Flood\Permits and Amendments\2002-758.doc

EXHIBIT A

086

cc: Design (Ajaelo, Soliman); Flood Maintenance (South); Mapping and Property Management (Hinkley, Miyamoto); Water Resources (Hildebrand); Construction (Office, P.O. 3)

A COPY OF THIS SHALL BE KEPT AT THE SITE OF THE WORK THROUGHOUT THE PERIOD OF OPERATIONS WITHIN DISTRICT RIGHTS OF WAY AND SHALL BE SHOWN TO ANY DISTRICT REPRESENTATIVE OR ANY LAW ENFORCEMENT OFFICER UPON DEMAND. EXERCISE OF THIS PERMIT SHALL INDICATE ACCEPTANCE OF AND AGREEMENT TO COMPLY WITH ALL PROVISIONS INCLUDED HEREIN. VIOLATION OF ANY PROVISION SHALL BE CAUSE FOR IMMEDIATE REVOCATION OF PERMIT

# STANDARD PERMIT PROVISIONS

A. This permit is valid only for the purpose specified herein. No change of program as outlined in application or drawings submitted with application is permitted except upon written permission of the Chief Engineer.

B. Activities and uses authorized under this permit are subject to any instructions of the Chief Engineer or his representative. **ALL INSTRUCTIONS MUST BE STRICTLY OBSERVED.**

C. Permittee shall assume entire responsibility for all activities and uses under this permit and shall save the District free and harmless from any and all expense, cost or liability in connection with or resulting from the exercise of this permit including, but not limited to, property damage, personal injury, and wrongful death.

D. Any damage caused to Flood Control structures by reason of exercise of this permit shall be repaired at the cost of the permittee to the satisfaction of the District. Should permittee neglect to promptly make repairs, District may make repairs or have repairs made and permittee will be billed and shall pay costs.

E. Any structure or portions thereof or plantings placed on District rights of way or which affect District structures must be removed, revised, and/or relocated by permittee without cost to the District, or any other public agency the District shall so designate, should future activities or policy so require.

F. This permit is valid only to the extent of District jurisdiction. Permits required by other interested agencies and consent of underlying fee owner of District easement lands are the responsibility of the permittee. **NOTHING CONTAINED IN THIS PERMIT SHALL BE CONSTRUED AS A RELINQUISHMENT OF ANY RIGHTS NOW HELD BY THE DISTRICT.**

G. This permit is subject to prior unexpired permits, agreements, easements, privilege or other rights, whether recorded or unrecorded in the area specified by this permit. Permittee shall make his own arrangements with holders of such prior rights.

H. Unless otherwise specified herein, this permit may be revoked or canceled at any time by the Chief Engineer when required for flood control or conservation purposes.

I. Upon written notice of cancellation or revocation of this permit for any cause whatsoever, permittee shall restore District right of way and structures to their condition prior to the issuance of the permit and then shall vacate District property. Should permittee neglect to restore the premises or structures to a condition satisfactory to the Chief Engineer, the District may perform such work or have work performed, and permittee agrees to reimburse the District for all costs of the work so performed upon receipt of a statement therefore.

J. In the event of a District employee work stoppage, the Chief Engineer reserves the right to suspend all activity and operations by this permit which require inspection by representatives of the District. Operations and activity authorized by the permit shall not resume until district approval to do so is given.

K. Unless otherwise specifically provided, all costs incurred by permittee as a result of the conditions of the permit or the exercise by District of any right, authority, or reservation contained therein shall be the sole responsibility of and shall be borne entirely by the permittee.

O:\Section\Permits\Forms\PROVISION-STANDARD.doc

# ADDITIONAL PROVISIONS FOR PERMIT NUMBER 2002-758

1. Use of District's right of way or performance of the work or activity authorized under this permit is tantamount to agreeing to the conditions herein. (G1)

2. Permittee shall be responsible for notifying his contractor and all subcontractors of the provisions of this permit. No work will be started until a copy of this permit is given to the contractor and each of his subcontractors. Further, the copy will be left at the site of the work being done by each contractor. (G2)

3. Permittee is notified that in accordance with the STATE OF CALIFORNIA CONSTRUCTION SAFETY ORDERS, Section 1503, the permittee or his contractor may be required to acquire a permit from CAL/OSHA if the work authorized herein involves excavations more than five feet deep. The inspection provided by the District can in no way be construed as a safety inspection. (G3)

4. Unless notified otherwise in this permit, all work authorized by this permit shall conform to the latest edition of the Standard Specifications for Public Work Construction, as amended, and published by Building News, Inc., 1612 South Clementine Street, Anaheim, CA 92802 and the latest edition of the Los Angeles County Department of Public Works "Additions and Amendments to the Standard Specifications for Public Works Construction".(G4)

5. This permit is subject to such further conditions as the Director or his representative may issue during the period of this use. When possible, such additional conditions shall be promptly delivered in writing to the address shown on page one of this permit. Conditions delivered orally of necessity shall be promptly confirmed in writing.(G5)

6. Upon completion of work authorized under this permit, permittee shall restore the area to the satisfaction of the District's representative.(G14)

7. The District shall not be responsible for the maintenance or replacement of the paving.(G50)

8. Permittee shall protect in place all District facilities where the proposed work comes in close proximity to the District facilities.(G52)

9. Any damage to District or County facilities is to be repaired upon receiving notice of damage.(E11)

10. Permittee shall be responsible for the selection and implementation of Best Management Practices (BMP's) for construction activities. If the Director or authorized representative determines that additional BMP's or corrective steps for existing ones are necessary, permittee shall immediately comply with the requests. (P2)

11. Permittee shall notify WRD-Operations at (626) 458-6177 48-hours prior to the start of the 45-inch water line replacement.

EXHIBIT

DUPLICATE

RECORDING REQUESTED BY
AND MAIL TO:

COUNTY OF LOS ANGELES
DEPARTMENT OF PUBLIC WORKS
P.O. Box 1460
Alhambra, CA 91802-1460
Attention Mapping & Property
Management Division
R/W Engineering Section

COPY c

05/31/07

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Has not been c
Original will be returned when
processing has been completed.
LOS ANGELES COUNTY REGISTRAR - RECORDER

*Space Above This Line Reserved for Recorder's Use*

THIS DOCUMENT IS EXEMPT FROM DOCUMENTARY TRANSFER TAX PURSUANT TO SECTION 11922 OF THE REVENUE & TAXATION CODE.

THIS DOCUMENT IS EXEMPT FROM RECORDING FEES PURSUANT TO SECTION 27383 OF THE GOVERNMENT CODE.

Assessor's Identification Number:
4138-010-900 (Portion)

# EASEMENT

For a valuable consideration, receipt of which is hereby acknowledged, the CITY OF EL SEGUNDO, a municipal corporation (hereinafter referred to as CITY), does hereby grant to the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, a body corporate and politic (hereinafter referred to as DISTRICT), a perpetual easement for water line purposes and other appurtenances in, on, over, under, and across the real property in the City of El Segundo, County of Los Angeles, State of California, described in Exhibit A attached hereto and by this reference made a part hereof.

Together with the further right to enter upon, pass, and repass over and along said easement and right of way and to deposit tools, implements, and other materials thereon by said DISTRICT, its officers, agents, and employees, and by persons under contract with it and their employees, whenever and wherever necessary for the purposes above set forth.

The easement herein granted by CITY is for the purpose of relocation, reconstruction, operation, and maintenance of DISTRICT's existing pipeline facilities (water line and appurtenances), in connection with its West Coast Basin Barrier Project and the future Douglas Street Gap Closure Project. CITY agrees and acknowledges that DISTRICT's easement rights shall be paramount and/or prior to any title or estates of CITY. Furthermore, CITY shall be responsible for any and all costs incurred by DISTRICT as a result of CITY's actions which cause the pipeline to be relocated, realigned, or removed (including, but not limited to, the design, documentation, processing, and/or removal of facilities).

File with: **WEST COAST BASIN BARRIER PROJECT 69WA**
Affects: Douglas Street 2-2
176-RW 4
S.D. 4 M02D6854

EXHIBIT B

CITY agrees that it will not perform or arrange for the performance of any construction or reconstruction work in conjunction with the relocation, realignment, or removal of said facilities, until the plans and specifications of such construction or reconstruction work shall have been submitted to and been approved in writing by the Chief Engineer of the Los Angeles County Flood Control District.

IN WITNESS WHEREOF, on November 2, 2006, ~~20~~, the CITY OF EL SEGUNDO, a municipal corporation, has caused this Easement document to be executed by its duly authorized officer pursuant to a resolution adopted by its City Council.

CITY OF EL SEGUNDO,
a municipal corporation

By _____
~~Mayor~~
CITY MANAGER

(City Seal)

ATTEST:

By Cathy Domann, Sr
City Clerk

APPROVED AS TO FORM:

CITY ATTORNEY

**NOTE: Acknowledgment form on reverse side**

OAG:bw
P:Conf:eWST CSTBBP69W.doc

## ACKNOWLEDGMENT FORM

STATE OF CALIFORNIA )
) ss.
COUNTY OF LOS ANGELES )

On _____, before me, _____, Notary Public,
(insert name of the officer) (insert title of the officer)

personally appeared _____

_____
(insert name(s) and title(s))

_____

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument, the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

Signature_____

(Seal)

NOTARIES: ATTACH ADDITIONAL OR OTHER FORMS, IF REQUIRED

## ACKNOWLEDGMENT FORM
## (FOR COUNTY USE ONLY)

STATE OF CALIFORNIA )
) ss.
COUNTY OF LOS ANGELES )

On_____, before me, CONNY B. McCORMACK, Registrar-Recorder/County Clerk of the County of Los Angeles, personally appeared _____ _____ personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity on behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

CONNY B. McCORMACK, Registrar-Recorder/
County Clerk of the County of Los Angeles

By_____
Deputy County Clerk (Seal)

APPROVED as to title and execution,

May 29, 2007.
DEPARTMENT OF PUBLIC WORKS
Mapping & Property Management Division

Supervising Title Examiner

By_____

P:Conf:ACK4 wd.doc

### CERTIFICATE OF ACCEPTANCE

This is to certify that the interest in real property conveyed by the within deed or grant is hereby accepted under the authority conferred by Ordinance No. 95-0052, duly and regularly adopted by the Board of Supervisors of the County of Los Angeles on the 26th day of September 1995, and the Grantee consents to the recordation thereof by its duly authorized officer.

Dated May 29, 2007

By_____
ASSISTANT DEPUTY DIRECTOR
Mapping & Property Management Division

November 3, 2006

STATE OF CALIFORNIA )
COUNTY OF LOS ANGELES ) SS
CITY OF EL SEGUNDO )

On November 2, 2006, before Cathy Domann, Deputy City Clerk, personally appeared Jeff Stewart, City Manager of the City of El Segundo, personally known to me to be the person whose name is subscribed to on the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or entity upon behalf of which the persons acted, executed the instrument.

Witness my hand and Official Seal

Cathy Domann

Cathy Domann, Deputy City Clerk

C:forms\certsig

# EXHIBIT A

File with: **WEST COAST BASIN BARRIER PROJECT 69WA**
Affects: Douglas Street 2-2
176-RW 4
A.P.N. 4138-010-900 (portion)
T.G. 732(J3)
I.M. 069-157
Fourth District
M02D6854

## LEGAL DESCRIPTION

**PARCEL NO. 69WA** (Easement for water line purposes and other appurtenances):

Part A:

That portion of Lot 22, Tract No. 26557, as shown on map recorded in Book 675, pages 95 to 98, inclusive, of Maps, in the office of the Recorder of the County of Los Angeles, within a strip of land 10.00 feet wide, lying 5.00 feet on each side of the following described center line:

Beginning at the intersection of the easterly prolongation of the center line of Park Place, 60 feet wide, and a line parallel with and 10 feet easterly, measured at right angles, from the center line of Douglas Street, 78 feet wide, as both said center lines are shown on map filed in Book 145, pages 21 and 22, of Record of Surveys, in the office of said Recorder; thence North 0°00'39" West along said center line of Douglas Street, a distance of 456.00 feet to the beginning of a tangent curve concave to the east and having a radius of 340.00 feet; thence northwesterly along said curve, through a central angle of 40°22'30", an arc distance of 239.59 feet; thence tangent to said curve North 40°23'09" West 204.41 feet to a point, said point hereby designated as Point "A"; thence continuing North 40°23'09" West 12.47 feet; thence North 85°23'09" West 31.18 feet to the northeasterly line of the southwesterly 2 feet of said Lot 22; thence northwesterly along said northeasterly line to the northwesterly boundary of said lot.

Containing: 2,444 ± square feet

# EXHIBIT A

Part B:

That portion of above-mentioned Lot 22, within a strip of land 10.00 feet wide, lying 5.00 feet on each side of the following described center line:

Beginning at above-designated Point "A"; thence North 49°36'51" East 60.00 feet.

EXCEPTING therefrom any portion lying the within above-described Part A.

Containing: 550 ± square feet

Total area of Parts A and B containing: 2,994 ± square feet

APPROVED AS TO DESCRIPTION
OCTOBER 10, 20 06
COUNTY OF LOS ANGELES
BY
LAND SURVEYOR
Mapping & Property Management Division

LICENSED LAND SURVEYOR
STEPHEN C. GILLON
EXP. 12/31/2006
NO. 7599
STATE OF CALIFORNIA

AA C:RWE.FLEG/M02D6854
(8-3-04)

ORIGINAL

RECORDING REQUESTED BY
AND MAIL TO:

City of El Segundo
350 East Main Street
El Segundo, CA 90245-3895

*Space Above This Line Reserved for Recorder's Use*

THIS DOCUMENT IS EXEMPT FROM DOCUMENTARY TRANSFER TAX PURSUANT TO SECTION 11922 OF THE REVENUE & TAXATION CODE.

THIS DOCUMENT IS EXEMPT FROM RECORDING FEES PURSUANT TO SECTION 27383 OF THE GOVERNMENT CODE.

Assessor's Identification Number:
4138-010-900 (Portion)

# QUITCLAIM OF EASEMENT

For a valuable consideration, receipt of which is hereby acknowledged, the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, a body corporate and politic, does hereby remise, release, and forever quitclaim to the CITY OF EL SEGUNDO, a municipal corporation, all its right, title, and interest in and to that certain easement for a water pipeline, for the control of seawater intrusion, acquired by Final Order of Condemnation, a certified copy of which was recorded February 28, 1964, as Document No. 6947, in Book D2377, page 732, of Official Records, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, insofar and only insofar as said easement exists on the real property in the City of El Segundo, County of Los Angeles, State of California, described in Exhibit A attached hereto and by this reference made a part hereof.

Dated SEP 1 6 2008

LOS ANGELES COUNTY FLOOD CONTROL DISTRICT,
a body corporate and politic

By Yvonne B Burke
Chair, Board of Supervisors of the
Los Angeles County Flood Control District

(LACFCD-SEAL)

ATTEST:
SACHI A. HAMAI, Executive Officer
of the Board of Supervisors
of the County of Los Angeles

By _____
Deputy

38 SEP 16, 2008

| | |
|---|---|
| File with: | WEST COAST BASIN BARRIER PROJECT 69EX |
| Affects: | Douglas Street 2-2<br>176-RW 4<br>S.D. 4 M0821004 |

OG:bw
OG-QOEWSTCOASTBASIN 31008

**NOTE: Acknowledgment form on reverse side.**

STATE OF CALIFORNIA )
) ss.
COUNTY OF LOS ANGELES )

On January 6, 1987, the Board of Supervisors for the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies, and authorities for which said Board so acts adopted a resolution pursuant to Section 25103 of the Government Code that authorized the use of facsimile signatures of the Chair of the Board on all papers, documents, or instruments requiring the Chair's signature.

The undersigned hereby certifies that on this 16TH day of SEPT., 2008, the facsimile signature of YVONNE B. BURKE, Chair of the Board of Supervisors of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, was affixed hereto as the official execution of this document. The undersigned further certifies that on this date a copy of the document was delivered to the Chair of the Board of Supervisors of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT.

In witness whereof, I have also hereunto set my hand and affixed my official seal the day and year above written.

SACHI A. HAMAI, Executive Officer
of the Board of Supervisors
of the County of Los Angeles

By_____
Deputy

(LACFCD-SEAL)

APPROVED AS TO FORM

RAYMOND G. FORTNER, JR.
County Counsel

By_____
Deputy

APPROVED as to title and execution,

_____, 20_____.

DEPARTMENT OF PUBLIC WORKS
Mapping & Property Management Division

Supervising Title Examiner

By_____

**CERTIFICATE OF ACCEPTANCE**

This is to certify that the interest in real property conveyed by the within deed or grant, dated _____, from the Los Angeles County Flood Control District, a body corporate and politic, to the City of El Segundo, a municipal corporation, is hereby accepted pursuant to the authority conferred by Resolution No. _____ of the City Council of the City of El Segundo, adopted on _____, and the grantee consents to the recordation thereof by its duly authorized officer.

Dated_____

By _____

# EXIHBIT A

File with: **WEST COAST BASIN BARRIER PROJECT 69EX**
Affects: Douglas Street 2-2
176-RW 4
A.P.N. 4138-010-900 (portion)
T.G. 732(J3)
I.M. 069-157
Fourth District
M02D6854

## LEGAL DESCRIPTION

**PARCEL NO. 69EX** (Quitclaim a portion of easement):

All that portion of Lot 22, Tract No. 26557, as shown on map recorded in Book 675, pages 95 to 98, inclusive, of Maps, in the office of the Recorder of the County of Los Angeles, described as Parcel No. 69 in a Final Order of Condemnation, had in Superior Court Case No. 796583, a certified copy of which is recorded in Book D2377, page 732, of Official Records, in the office of said Recorder.

Containing: 4,273 ± square feet

APPROVED AS TO DESCRIPTION

_____
COUNTY OF LOS ANGELES

By _____
SUPERVISING CADASTRAL ENGINEER III
Mapping and Property Management Division

This real property description has been prepared in conformance with the Professional Land Surveyors Act. The signatory herein is exempt pursuant to Section 8726 of the California Business and Professions Code.

AA C:RWE.FLEG/M02D6854
(2-20-08)