

**SUBMITTAL TO THE FLOOD CONTROL AND  
WATER CONSERVATION DISTRICT BOARD  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

542B



**FROM:** General Manager-Chief Engineer

**SUBMITTAL DATE:**  
September 16, 2008

**SUBJECT:** Palm Canyon Wash Levee, Stage 4, Portion of Parcel 6040-13  
Project No. 6-0-00040  
Notice of Intent to Convey an Easement to Relocate an Existing Easement  
in District Owned Real Property - Palm Canyon Wash Levee, Stage 4

**RECOMMENDED MOTION:**

Approve Resolution No. F2008-24, Notice of Intent to Convey an Easement to Relocate an Existing Easement in District Owned Real Property - Palm Canyon Wash Levee, Stage 4, property consisting of a portion of Assessor's Parcel No. 681-270-020, a portion of District Parcel No. 6040-13, by Easement Deed to Palm Springs Investment Company, L.P. and authorize the Clerk of the Board to advertise pursuant to Section 6061 of the Government Code.

**BACKGROUND:**

See Page 2

N/A  
AU:rlp:bjp

**WARREN D. WILLIAMS**  
General Manager-Chief Engineer

|                       |                             |     |                         |     |
|-----------------------|-----------------------------|-----|-------------------------|-----|
| <b>FINANCIAL DATA</b> | Current F.Y. District Cost: | N/A | In Current Year Budget: | N/A |
|                       | Current F.Y. County Cost:   | N/A | Budget Adjustment:      | N/A |
|                       | Annual Net District Cost:   | N/A | For Fiscal Year:        | N/A |

|                             |   |                          |
|-----------------------------|---|--------------------------|
| <b>SOURCE OF FUNDS:</b> N/A | <b>Positions To Be Deleted Per A-30</b> | <input type="checkbox"/> |
|                             | <b>Requires 4/5 Vote</b>                | <input type="checkbox"/> |

**C.E.O. RECOMMENDATION:**

APPROVE

BY: Alex Gann  
Alex Gann

County Executive Office Signature

FORM APPROVED COUNTY COUNSEL  
BY: Synthia M. Gunzel 7-35-08  
SYNTHIA M. GUNZEL DATE

Departmental Concurrence

- Dep't Recomm.:  Consent  Policy
- Per Exec. Ofc.:  Consent  Policy

Prev. Agn. Ref.:

District: 4<sup>th</sup>

Agenda Number:

11.4

**FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD SUBMITTAL  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

**SUBJECT:** Palm Canyon Wash Levee, Stage 4, Portion of Parcel 6040-13  
Project No. 6-0-00040  
Notice of Intent to Convey an Easement to Relocate an Existing Easement  
in District Owned Real Property - Palm Canyon Wash Levee, Stage 4

**SUBMITTAL DATE:** September 16, 2008

**Page 2**

**BACKGROUND:**

A 60-foot road and water pipeline easement was reserved to Lawrence Crossley and Martha Crossley upon their dedication of the fee title to Coachella Valley Water District, the real property referred to as APN 681-270-020, to provide legal access to APN 681-270-003. The District was conveyed the property in order to maintain the flood control facilities and received the property with the existing encumbrances, per Grant Deed recorded on December 10, 1990 as Instrument Number 457948.

The road was never constructed or utilized within the dedicated area. Over time, a road and water pipeline was built in another location and is currently being used for access to this site. The property owners are now requesting that the easement be relocated to where the actual street improvements are currently located. Therefore, the Palms Springs Investment Company, L.P, the current property owner, is going to relinquish their existing rights and the District will grant an easement, 60 feet in width, for road and water pipeline purposes, over the improved road location. The easement consists of approximately 32,654 square feet of land. There are no costs to the Flood Control District associated with this conveyance.

BOARD OF SUPERVISORS

RIVERSIDE COUNTY FLOOD CONTROL  
AND WATER CONSERVATION DISTRICT

RESOLUTION NO. F2008-24

NOTICE OF INTENT TO CONVEY AN EASEMENT  
TO RELOCATE AN EXISTING EASEMENT IN DISTRICT OWNED  
REAL PROPERTY - PALM CANYON WASH LEVEE, STAGE 4

BE IT RESOLVED, DETERMINED AND ORDERED by the Board of Supervisors of the Riverside County Flood Control and Water Conservation District in regular session assembled on September 16, 2008, notice is hereby given, pursuant to California Water Code – Appendix, Chapter 48, Section 48-9, Paragraph 5, that it intends to relocate the easement interest reserved by the previous property owner across the District's Parcel 6040-13 by conveying at or after 1:30 p.m. on September 30, 2008 to Palms Springs Investment Company, L.P., an easement 60-feet wide, for road and utility purposes in certain real property in the city of Palm Springs, County of Riverside, State of California, a portion of Assessor's Parcel Number 681-270-020, being approximately 32,654 square feet, as described in Exhibit "A" and shown on Exhibit "B", attached hereto and made a part hereof.

BE IT FURTHER RESOLVED AND DETERMINED that the interest to be conveyed does not interfere with the District's use and is required for use by the Palms Springs Investment Company, L.P. for access to their property.

BE IT FURTHER RESOLVED that the Clerk of the Board of Supervisors is directed to give notice hereof as provided in Section 6061 of the Government Code.

AU:rlp:bjp

FORM APPROVED COUNTY COUNSEL  
BY: *Syathia M. Gunzel* 7-25-08  
SYATHIA M. GUNZEL DATE

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

# EXHIBIT A

BEING A 60.00 FEET WIDE EASEMENT FOR ROAD AND WATER PIPELINE PURPOSES, IN THE CITY OF PALM SPRINGS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, OVER, ACROSS AND UNDER A PORTION OF LOT 16 OF SECTION 29, TOWNSHIP 4 SOUTH RANGE 5 EAST, SAN BERNARDINO BASE AND MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 16, THENCE SOUTH 00°01'30" EAST 506.12 FEET ALONG THE EASTERLY LINE OF SAID LOT 16 TO THE NORTHEAST CORNER OF THE LAND DESCRIBED IN A GRANT DEED RECORDED IN BOOK 2343, PAGE 223 OF OFFICIAL RECORDS;

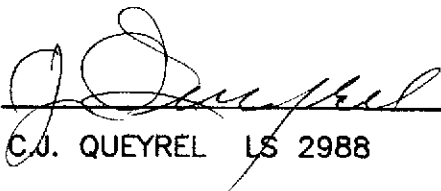
THENCE ALONG THE NORTHERLY LINE OF SAID GRANT DEED NORTH 68°23'50" WEST 61.72 FEET TO THE TRUE POINT OF BEGINNING;

THENCE CONTINUING ALONG SAID NORTHERLY LINE NORTH 68°23'50" WEST 62.60 FEET;

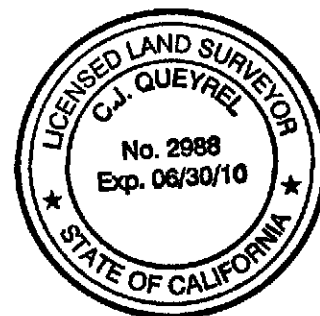
THENCE LEAVING SAID NORTHERLY LINE SOUTH 05°02'29" WEST 521.63 FEET TO THE SOUTHERLY LINE OF SAID GRANT DEED;

THENCE SOUTH 68°23'50" EAST 62.60 FEET ALONG SAID SOUTHERLY LINE TO POINT THAT IS 111.18 FEET FROM THE SOUTHEASTERLY CORNER OF SAID GRANT DEED;

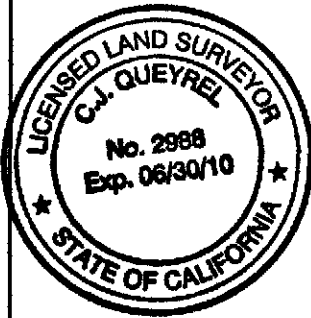
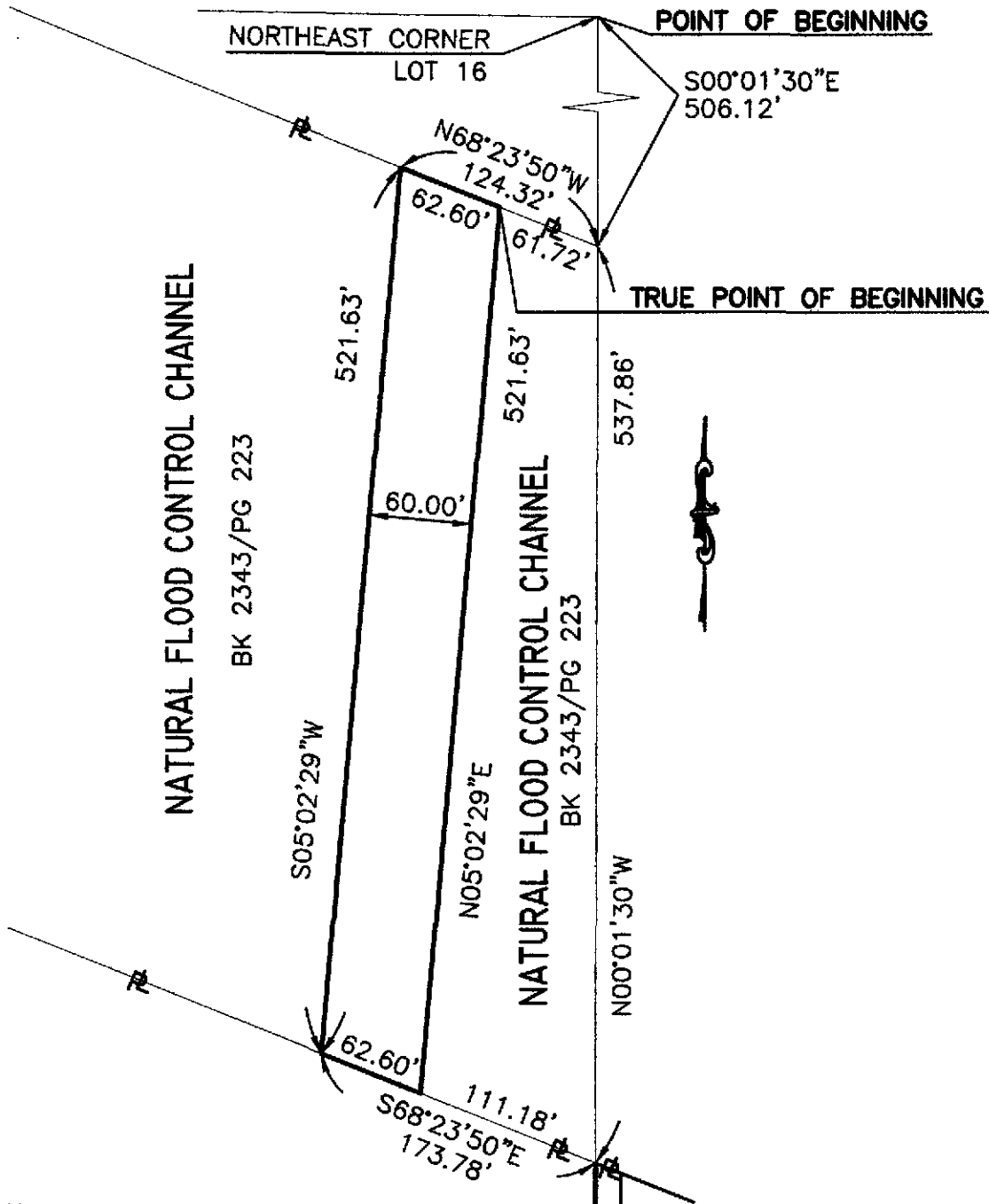
THENCE NORTH 05°02'29" EAST 521.63 FEET TO THE NORTHERLY LINE OF SAID GRANT DEED AND THE TRUE POINT OF BEGINNING.

  
C.J. QUEYREL LS 2988

7-21-08  
DATE



# EXHIBIT B



|  |                     |
|--|---------------------|
| <b>RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT</b><br>1995 MARKET ST., RIVERSIDE, CA. 92501                             |                     |
| PROJECT: CALLE ARRIBA ST. REALIGNMENT  | PARCEL: 6040-13A    |
| THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL DESCRIBED IN THE ATTACHED DOCUMENT. IT IS NOT A PART OF THE WRITTEN DESCRIPTION THEREIN. | PREPARED BY: R.W.J. |
|  | SCALE: 1"=100'      |
| APPROVED BY: <i>[Signature]</i>  | DATE: 7/18/08       |
| DATE: 7-21-08  | SHEET 1 OF 1        |