

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

563
A



FROM: Economic Development Agency and Transportation Department

SUBMITTAL DATE:
April 8, 2010

SUBJECT: Resolution No. 2010-045, Notice of Intention to Convey an Easement Interest in Real Property – Cathedral City

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve Resolution No. 2010-045, Notice of Intention to Convey an Easement Interest in Real Property located in Cathedral City, County of Riverside, on a portion of Assessor's Parcel Number 670-030-026 by Grant of Easement/Pipeline Deed to Coachella Valley Water District; and
2. Direct the Clerk of the Board to give notice pursuant to Government Code Section 6061.

BACKGROUND: (Commences on Page 2)



Juan C. Perez, Director
Transportation Department

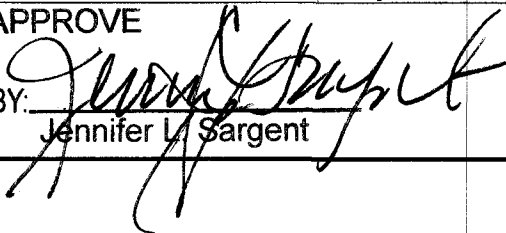


Robert Field
Assistant County Executive Officer/EDA

FINANCIAL DATA	Current F.Y. Total Cost:	\$-0-	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$-0-	Budget Adjustment:	N/A
	Annual Net County Cost:	\$-0-	For Fiscal Year:	N/A

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

C.E.O. RECOMMENDATION: APPROVE

BY: 

Jennifer L. Sargent

County Executive Office Signature

FORM APPROVED COUNTY COUNSEL
BY:  DATE: 3-14-10
SYNTHIA M. GUNZEL Departmental Concurrence

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

Prev. Agn. Ref.: 9/15/2009, 3.28

District: 4

Agenda Number:

3.46

BACKGROUND:

Date Palm Drive is a north-south arterial, located in the Coachella Valley, which provides vital access to Interstate 10 for the cities of Cathedral City and Rancho Mirage. The interchange and local arterial presently experience congestion during peak hours. As the area further develops in future years, the traffic is expected to grow and further degrade traffic operations at the ramp intersections and also operations on Date Palm Drive. The proposed Date Palm Drive interchange will be a partial cloverleaf configuration consisting of realigned eastbound and westbound on and off-ramps. The existing bridge will be widened to accommodate six through traffic-lanes, a raised median, a sidewalk, and a shoulder that will be used as a bike lane. The reconstruction of this interchange will provide improved access and roadway operations to the surrounding community. The need for improving the Date Palm/Interstate 10 interchange has been recognized by the County of Riverside Transportation Department, Cathedral City, Coachella Valley Association of Governments, and the California Department of Transportation.

On September 15, 2009, the Board approved Item 3.28 approving the acquisition of the fee simple interest and permanent easement for utility purposes for a portion of Assessor's Parcel Number 670-030-014. It was later determined that the permanent easement of a portion of Assessor's Parcel Number 670-030-014 is no longer necessary for the County and would be transferred to Coachella Valley Water District (CVWD) by Quitclaim Deed to allow for relocation of pipelines. This would fulfill the County's obligation to replace the existing Coachella Valley Water District easement in kind.

Pursuant to Government Code Section 25365, the County may transfer interests in real property or interest therein, belonging to the County to another public agency, upon the terms and conditions as are agreed upon and without complying with any other provisions of the Government Code, if the property or interest therein to be conveyed is not required for county use. The County intends to convey an Easement Interest in Real Property located in Cathedral City, County of Riverside, a 46,405 square foot portion of Assessor's Parcel Number 670-030-014 by Quit Claim Deed to Coachella Valley Water District.

The resolution has been reviewed and approved by County Counsel as to legal form.

FINANCIAL DATA:

There are no costs associated with this transaction.

2
3 RESOLUTION NO. 2010-045

4 NOTICE OF INTENTION TO CONVEY AN
5 EASEMENT INTEREST IN REAL PROPERTY
6 CATHEDRAL CITY, COUNTY OF RIVERSIDE, CALIFORNIA
7 PORTION OF ASSESSOR'S PARCEL NUMBER 670-030-026
8 BY GRANT OF EASEMENT / PIPELINE DEED

9 WHEREAS, the County of Riverside (County) acquired a permanent utility easement of
10 a portion of Assessor's Parcel Number 670-030-026 consisting of 46,405 square feet for the
11 Date Palm Drive and I-10 Interchange Project; and

12 WHEREAS, the utility easement was purchased to allow Coachella Valley Water
13 District to relocate the pipelines affected by this Project. This conveyance will fulfill the
14 County's obligation to replace the existing Coachella Valley Water District easement in kind;
15 now, therefore,

16 BE IT RESOLVED, DETERMINED AND ORDERED that the Board of Supervisors
17 hereby finds and declares that the above recitals are true and correct.

18 BE IT FURTHER RESOLVED, DETERMINED AND ORDERED and NOTICE IS
19 HEREBY GIVEN by the Board of Supervisors of the County of Riverside, California, in regular
20 session that the County of Riverside, intends to convey an easement interest to Coachella
21 Valley Water District, identified as a portion of Assessor's Parcel Number 670-030-026
22 referenced as Parcel 0373-003B and more particularly described in Exhibits "A" and "B"
23 attached hereto and made a part hereof, by Grant of Easement / Pipeline Deed consisting of
24 forty six thousand four hundred five (46,405) square feet of land. The terms and conditions of
25 the proposed conveyance are as follows: County will grant its easement interest in the portion
of real property which will be used to relocate pipelines.

FORM APPROVED COUNTY COUNSEL
BY: *Synthia M. Gunzel* 3-9-10
DATE
SYNTHIA M. GUNZEL

1 The Board of Supervisors intends to meet to conclude the proposed transaction on or
2 after May 4, 2010, at 9:00 am at the meeting room of the Board of Supervisors located on the
3 1st floor of the County Administrative Center, 4080 Lemon Street, Riverside, California.

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

CO:jw
01/13/10
199TR
13.123

7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

EXHIBIT "A"
LEGAL DESCRIPTION
PARCEL 0373-003B
(UTILITY EASEMENT)

BEING A PORTION OF LOT 6, AS SHOWN ON TRACT MAP NO. 24515, ON FILE IN MAP BOOK 237, PAGES 32 THROUGH 38, INCLUSIVE, OF MAP BOOKS, RECORDS OF THE RECORDER OF RIVERSIDE COUNTY, CALIFORNIA, LYING WITHIN THE SOUTHWEST ONE-QUARTER OF SECTION 3, TOWNSHIP 4 SOUTH, RANGE 5 EAST, SAN BERNARDINO MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE WEST ONE-QUARTER CORNER OF SAID SECTION 3, SAID CORNER LYING ON THE CENTERLINE OF DATE PALM DRIVE, AS SHOWN ON RIVERSIDE COUNTY MAP NUMBER 204, PAGES 330 THROUGH 332, INCLUSIVE, ON FILE IN THE OFFICE OF THE COUNTY SURVEYOR, RIVERSIDE COUNTY, CALIFORNIA;

THENCE N 89°37'24" E ALONG THE EAST-WEST CENTER SECTION LINE OF SAID SECTION 3, A DISTANCE OF 25.605 METERS (84.01 FEET) TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF DATE PALM DRIVE, (25.603 METER (84.00 FOOT) HALF-WIDTH) AS SHOWN ON SAID MAP ON FILE IN BOOK 237, PAGES 32 THROUGH 38, INCLUSIVE, OF MAP BOOKS, RECORDS OF THE RECORDER OF RIVERSIDE COUNTY, CALIFORNIA;

THENCE S 01°03'09" W ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 6.483 METERS (21.27 FEET) TO A POINT ON THE NORTHEASTERLY RIGHT-OF-WAY LINE (9.144 METER (30.00 FOOT) FULL-WIDTH) AS GRANTED TO COACHELLA VALLEY WATER DISTRICT BY GRANT OF EASEMENT/PIPELINE RECORDED NOVEMBER 8, 1985, AS INSTRUMENT NUMBER 253104, OF OFFICIAL RECORDS, RECORDS OF SAID RECORDER;

THENCE S 88°56'51" E ALONG SAID NORTHEASTERLY LINE, A DISTANCE OF 0.305 METERS (1.00 FEET) TO AN ANGLE POINT THEREIN, SAID POINT BEING THE TRUE POINT OF BEGINNING;

THENCE CONTINUING S 88°56'51" E, A DISTANCE OF 21.331 METERS (69.98 FEET);

THENCE S 01°03'09" W ALONG A LINE PARALLEL WITH AND DISTANT 47.239 METERS (154.99 FEET) EASTERLY OF, AS MEASURED AT RIGHT ANGLES TO SAID CENTERLINE OF DATE PALM DRIVE, A DISTANCE 118.355 METERS (388.31 FEET);

THENCE S 27°56'34" E ALONG A LINE PARALLEL WITH AND DISTANT 9.144 METERS (30.00 FEET) NORTHEASTERLY OF, AS MEASURED AT RIGHT ANGLES TO SAID NORTHEASTERLY RIGHT-OF-WAY LINE OF GRANT OF EASEMENT/PIPELINE TO COACHELLA VALLEY WATER DISTRICT A DISTANCE OF 24.805 METERS (81.38 FEET);

THENCE S 72°02'24" E, A DISTANCE OF 86.664 METERS (284.34 FEET);

THENCE S 25°45'24" E, A DISTANCE OF 242.093 METERS (794.28 FEET) TO A POINT ON SAID NORTHEASTERLY RIGHT-OF-WAY LINE OF GRANT OF EASEMENT/PIPELINE TO COACHELLA VALLEY WATER DISTRICT;

THENCE N 42°56'17" W ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE OF GRANT OF EASEMENT/PIPELINE TO COACHELLA VALLEY WATER DISTRICT A DISTANCE OF 30.955 METERS (101.56 FEET);

THENCE N 25°45'24" W, A DISTANCE 208.611 METERS (684.43 FEET);

EXHIBIT "A"
LEGAL DESCRIPTION
PARCEL 0373-003B
(CONTINUED)
(UTILITY EASEMENT)

THENCE N 72°02'24" W, A DISTANCE OF 86.459 METERS (283.66 FEET) TO A POINT ON SAID NORTHEASTERLY RIGHT-OF-WAY LINE OF GRANT OF EASEMENT/PIPELINE TO COACHELLA VALLEY WATER DISTRICT;

THENCE N 27°56'34" W ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE OF GRANT OF EASEMENT/PIPELINE TO COACHELLA VALLEY WATER DISTRICT, A DISTANCE OF 30.873 METERS (101.29 FEET) TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE (6.096 METER (20.00 FEET) FULL-WIDTH) AS TO SOUTHERN CALIFORNIA GAS COMPANY BY EASEMENT RECORDED NOVEMBER 6, 1963, AS INSTRUMENT NUMBER 117765, OF OFFICIAL RECORDS, RECORDS OF SAID RECORDER;

THENCE N 01°03'09" E ALONG SAID EASTERLY RIGHT-OF-WAY LINE OF EASEMENT GRANTED TO SOUTHERN CALIFORNIA GAS COMPANY, SAID LINE BEING PARALLEL WITH AND DISTANT 38.095 METERS (124.99 FEET) EASTERLY OF, AS MEASURED AT RIGHT ANGLES TO SAID CENTERLINE OF DATE PALM DRIVE, A DISTANCE OF 111.575 METERS (366.07 FEET);

THENCE N 88°56'51" W, A DISTANCE OF 12.187 METERS (39.98 FEET) TO A POINT ON SAID NORTHEASTERLY RIGHT-OF-WAY LINE OF GRANT OF EASEMENT/PIPELINE TO COACHELLA VALLEY WATER DISTRICT;

THENCE N 01°03'09" E ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE OF GRANT OF EASEMENT/PIPELINE TO COACHELLA VALLEY WATER DISTRICT, A DISTANCE OF 9.144 METERS (30.00 FEET) TO THE TRUE POINT OF BEGINNING;

CONTAINING 4,311.2 SQUARE METERS, 46,405 SQUARE FEET OR 1.065 ACRES, MORE OF LESS, BASED ON GRID VALUES.

(CONTAINING 4,311.0 SQUARE METERS, 46,403 SQUARE FEET OR 1.065 ACRES, MORE OF LESS, BASED ON GROUND VALUES).

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTIONS ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY GRID METER DISTANCES SHOWN BY 1.00001968 TO OBTAIN A GROUND METER DISTANCE. "()" - INDICATES GROUND FEET DISTANCES.

REFERENCE IS HEREBY MADE TO RIVERSIDE COUNTY MAP NUMBER 241-G-7, ON FILE IN THE OFFICE OF THE COUNTY SURVEYOR OF RIVERSIDE COUNTY, CALIFORNIA.

SEE ATTACHED EXHIBIT "B"
0373-003B

APPROVED BY: Timothy F. Rayburn

DATE: 8/12/09

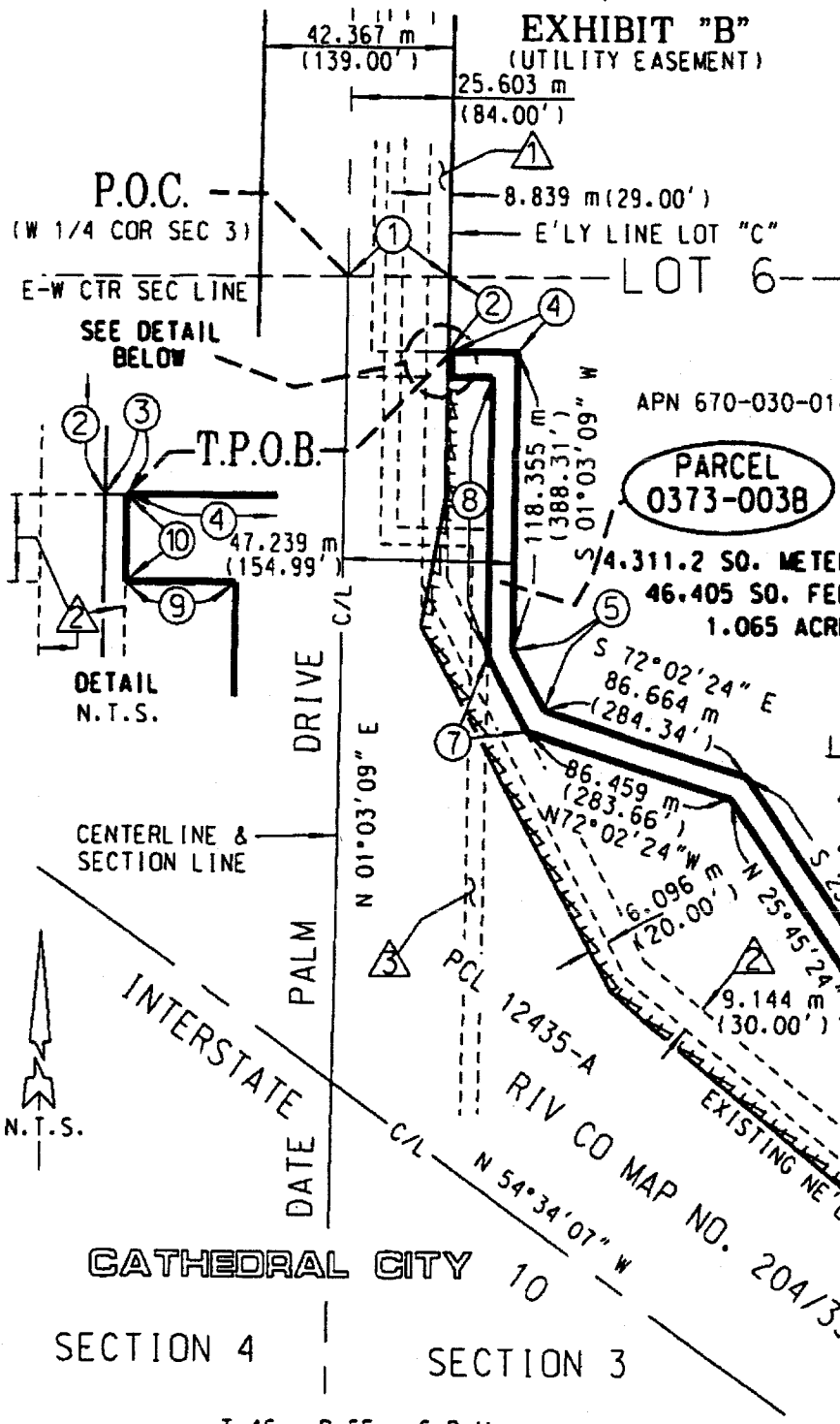


EXHIBIT "B"
(UTILITY EASEMENT)

MB 237/32-38

LINE DATA

- ① N 89°37'24" E - 25.605 m (84.01')
- ② S 01°03'09" W - 6.483 m (21.27')
- ③ S 88°56'51" E - 0.305 m (1.00')
- ④ S 88°56'51" E - 21.331 m (69.98')
- ⑤ S 27°56'34" E - 24.805 m (81.38')
- ⑥ N 42°56'17" W - 30.955 m (101.56')
- ⑦ N 27°56'34" W - 30.873 m (101.29')
- ⑧ N 01°03'09" E - 111.575 m (366.07')
- ⑨ N 88°56'51" W - 12.187 m (39.98')
- ⑩ N 01°03'09" E - 9.144 m (30.00')

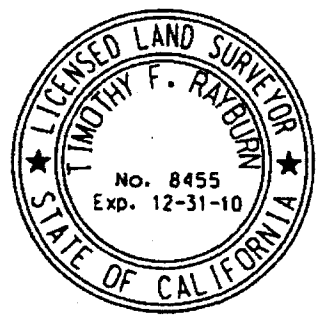


- |||| INDICATES RESTRICTED ACCESS
- ▲ LOT "C" PER MB 237/32-38
- ▲ 9.144 m WIDE CVWD EASEMENT PER INST. #253104, 11/8/1985
- ▲ 6.096 m WIDE SO. CAL. GAS EASEMENT PER INST. #117765, 11/6/1963



CATHEDRAL CITY 10
SECTION 4 SECTION 3

T.4S., R.5E., S.B.M. "m" - INDICATES "METERS"



ALL DISTANCES SHOWN ARE GRID METER DISTANCES. GROUND METER DISTANCES MAY BE OBTAINED BY MULTIPLYING THE GRID METER DISTANCE BY A COMBINATION FACTOR OF 1.00001968. "()' - INDICATES GROUND FEET DISTANCES.

COUNTY OF RIVERSIDE TRANSPORTATION DEPT., SURVEY DIV.	PAR. NO.: 0373-003B
PROJECT: DATE PALM DRIVE / I-10	PREPARED BY: BCIII
THIS PLAT IS AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE PRECEDING DOCUMENT. ALL PRIMARY CALLS ARE LOCATED IN THE WRITTEN DESCRIPTION.	SCALE: N.T.S.
APPROVED BY: <i>Timothy F. Rayburn</i> DATE: 8/12/09	DATE: AUGUST, 2009
	W.O. NO.: AB-0373
	SHEET 1 OF 1 SHEET