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



FROM: Economic Development Agency / Facilities Management and Transportation Department

August 31, 2011

SUBJECT: Resolution No. 2011-207, Notice of Intention to Convey Fee Simple Interests in Real Property - Palm Springs

RECOMMENDED MOTION: That the Board of Supervisors:

Resolution No. 2011-207, Notice of Intention to Convey Fee Simple Interests in Real 1. Adopt Property located in Palm Springs, County of Riverside, on a portion of Assessor's Parcel Number(s) 660-190-019, 660-190-018 and 660-190-020 by Quitclaim Deed to the City of Palm Springs; and,

5	ラール 汗Eerital (2. Direct the Clerk of the Board to give notice pursuant to Government Code Section 6061.								
COUNSEL	2000	BACK	GROUND:	(Commences on	Page 2)	2	7:1			
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0	ZE V	Juan C. Perez, Director			Robert Fie	Robert Field				
C	ایُرا	Transportation Department			Assistant C	Assistant County Executive Officer/EDA				
回	7	CINIANICIAI		Current F.Y. Total Cost:		\$ _. O			Yes	
FORMAPPROVED	AM	FINANCIAL DATA	Current F.Y. Net C	-	\$ O	Budget Adjustme	ent:	No		
	I		Annual Net County		\$ 0	For Fiscal Year:		2011/12		
IN	X	COMPANION ITEM ON BOARD OF DIRECTORS AGENDA: No								
FORM	I	SOUR	CE OF FUI	NDS: N/A				Positions T Deleted Per		
ш о	ם							Requires 4/5	Vote	
		C.E.O	. RECOMM	ENDATION:	APPROVE	1/1				
Policy	Policy	County Executive Office Signature BY: Jennifer L. Sargen								
\boxtimes	7				1				c	
☐ Consent	☐ Consent			8						
Dep't Recomm.:	Per Exec. Ofc.:									

Prev. Agn. Ref.: 3.19 of 10/9/09; 3.40 of 9/29/09; 3.29 of 12/16/08

District: 5

Agenda Number

Economic Development Agency/Facilities Management and Transportation Department Resolution No. 2011-207, Notice of Intention to Convey Fee Simple Interests in Real Property – Palm Springs August 31, 2011 Page 2

BACKGROUND:

The Palm Drive/Gene Autry Trail Interchange is a gateway into the cities of Palm Springs, Desert Hot Springs and Cathedral City and the unincorporated County. Significant growth in the area has increased traffic beyond the capacity of the interchanges and is now failing during the peak hours of operation. The need for improving this interchange has been recognized by Riverside County Transportation Department, the City of Palm Springs, the City of Desert Hot Springs, the City of Cathedral City, CVAG, and Caltrans. The improvements proposed to the interchange will increase capacity and improve the operation to a satisfactory condition for current and future traffic volumes. The interchange is currently under construction and scheduled for completion in spring 2012.

On December 16, 2008, the Board of Supervisors (Board) approved item 3.29 approving the Acquisition of the fee simple and permanent easement for utility purposes for portions of Assessor's Parcel Numbers 660-190-013, 017, 018, 019, 020 and 021. It was later determined that the permanent easements of portions of Assessor's Parcel Numbers 660-190-013 and 660-190-021 are no longer necessary for the County and would be transferred to Southern California Edison (SCE) by quitclaim deed to allow for relocation of conflicting aerial electrical poles and conductors. This would fulfill the County's obligation to replace the existing Southern California Edison easement in kind. Subsequently, the Board approved Item 3.40 on September 29, 2009 (The Notice of Intention to Convey Easement Interests in Real Property) and Item 3.19 on October 6, 2009 (Authorization to Convey Easements Interests in Real Property). The Quitclaim Deed from the County to Southern California Edison recorded on October 9, 2009.

The portions of Assessor's Parcel Numbers 660-190-019, 660-190-018, and 660-190-020 owned by the County in fee simple interest are, in addition, no longer necessary for the County and would be transferred to the City of Palm Springs by Quitclaim Deed as the right-of-way is in the City's jurisdiction.

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 quitclaim easement fee simple interests in real property located in Palm Springs, County of Riverside, a 8,152 square meter portion of Assessor's Parcel Number 660-190-019, (Parcel 0740-001A), a 2,997.6 square meter portion of Assessor's Parcel Number 660-190-018, (Parcel 0740-001B) and a 92.1 square meter portion of Assessor's Parcel Number 660-190-020, (Parcel 0740-001C) recorded February 9, 2009 as Instrument Number 2009-0060200, as more particularly described in Exhibits "A," "B," and "C" attached hereto, by Quitclaim Deed to the City of Palm Springs.

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

Attachments:

Exhibit A Parcels 0740-001A, 0740-001B & 0740-001C, recorded February 9, 2009 as Instrument Number 2009-0060200

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FORMAPPROVED COUNTY COUNSEL

RESOLUTION NO. 2011-207 NOTICE OF INTENTION TO CONVEY FEE SIMPLE INTERESTS IN REAL PROPERTY TO CITY OF PALM SPRINGS

WHEREAS, the County of Riverside (County) acquired various interests in portions of Assessor Parcel Number(s) 660-190-019, 660-190-018 and 660-190-020 to improve the Palm Drive/I-10 Interchange; and

WHEREAS, this conveyance will fulfill the County's obligation to quitclaim their interests located within the City of Palm Spring's right-of-way; now, therefore,

BE IT RESOLVED AND DETERMINED that the Board of Supervisors of the County of Riverside, in regular session assembled on Sept. 13, 2011, hereby directs the Clerk of the Board of Supervisors to give notice pursuant to Government Code Section 6061, of the following:

NOTICE IS HEREBY GIVEN by the Board of Supervisors of the County of Riverside intends to convey to City of Palm Springs, the following described real property: Fee Simple interests located at Palm Drive and I-10 Interstate in Palm Springs, County of Riverside, California, identified as a portion of Assessor's Parcel Number 660-190-019, Parcel 0740-001A, Assessor's Parcel Number 660-190-018, Parcel 0740-001B and Assessor's Parcel Number 660-190-020, Parcel 0740-001C recorded February 9, 2009 as Instrument Number 2009-0060200 consisting of 11,241.70 square meters of land. The terms and conditions of the proposed conveyance are as follows: To fulfill County's obligations, County will convey the described fee simple interests to the City of Palm Springs that were located within the City's right-of-way and affected by the Palm Drive/I-10 Interchange Project.

The Board of Supervisors intends to meet to conclude the proposed transaction on or after September 20, 2011, at 9:00 am at the meeting room of the Board of

- 11	
1	Supervisors located on the 1st floor of the County Administrative Center, 4080 Lemon
2	Street, Riverside, California.
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Recorded at request of and return to: Department of Facilities Management Real Estate Division On behalf of Transportation Department 3133 Mission Inn Avenue Riverside, California 92507-4199

FREE RECORDING This instrument is for the benefit of the County of Riverside, and is entitled to be recorded without fee. (Govt. Code 6103)

12.140\090808\240TR\JRFjw

TEA: 0/1-071

DOC # 2009-0060200 02/09/2009 08:00A Fee:NC Page 1 of 11 Recorded in Official Records County of Riverside Larry W. Ward County Clerk & Recorder

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*****	THE REAL PROPERTY.		-	The Real Property lies	THE OWNER OF THE OWNER OWNER OF THE OWNER OW	STREET, SQUARE, SQUARE,	-	-	

PROJECT: PARCELS:

Palm Drive and Interstate 10 0740-001A, 0740-001B and

0740-001-C

APNs:

660-190-019, 660-190-018 and

660-190-020

GRANT DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

PALM DRIVE ASSOCIATES, a general partnership, hereinafter called "Grantor", hereby grants the County of Riverside, a political subdivision, the real property in the County of Riverside, State of California, described as follows:

> See Exhibit "A" attached hereto and made a part hereof

PROJECT: PARCELS: APNs:	Palm Drive and Interstate 10 0740-001A, 0740-001B and 0740-001-C 660-190-016, 660-190-017, 660-190-018, 660-190-019 and 660-190-020
	PALM DRIVE ASSOCIATES, a general partnership By: Name: Dovald A Factured Title:
	By:
State of Calif	fornia) I <u>NTA CLARA</u>)ss
Public in and and evidence to acknowledge capacity(ies)	be the person(s) whose name(s) is/are subscribed to the within instrument and to me that he/she/they executed the same in his/her/their authorized, and that by his/her/their signature(s) on the instrument.
I certify und foregoing par	er PENALTY OF PERJURY under the laws of the State of California that the ragraph is true and correct.
WITNESS m Signature	y hand and official seal CHRISTINE SERGLUNI Commission # 17563 Notary Public - Califor Santa Clara Count My Comm. Better An 10, 3
	CERTIFICATE OF ACCEPTANCE
COUNTY OF	is to certify that the interest in real property conveyed by the within deed to the FRIVERSIDE, a political subdivision, is hereby accepted by order of the Board of on the date below and the grantee consents to the recordation thereof by its duly ifficer.
Date:	By: At Aild Robert Field, Director

Department of Facilities Management

ILLEGIBLE NOTARY SEAL DECLARATION

GOVERNMENT CODE 27361.7 I certify under penalty of perjury that the notary seal on the document to which this statement is attached reads as follows:						
and the state as follows:						
Name of Notary Christine Bergland						
Notary Identification Number 1750390						
County Where Bond Is Filed Danta Clara						
Date Commission Exp_Son 10, 2011						
SPL, Inc. as agent						
DATE: 19109						
Signature						
County of						
GOVERNMENT CODE 27361.7						
I CERTIFY UNDER PENALTY OF PERJURY THAT THIS MATERIAL IS A TRUE COPY OF THE ORIGINAL MATERIAL CONTAINED IN THE DOCUMENT:						
920						
SPL, Inc. as agent						
DATE://						
Signature						

EXHIBIT "A" LEGAL DESCRIPTION PARCEL 0740-001A

BEING A PORTION OF THE SOUTHWEST ONE-QUARTER OF SECTION 30, TOWNSHIP 3 SOUTH, RANGE 5 EAST, SAN BERNARDINO MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE CENTERLINE OF GENE AUTRY TRAIL (FORMERLY PALM DRIVE) WITH THE CENTERLINE OF MICRO PLACE (FORMERLY FRONTAGE ROAD) AS RELINQUISHED TO THE COUNTY OF RIVERSIDE BY DOCUMENT RECORDED MARCH 5, 1970 AS INSTRUMENT NUMBER 20923, RECORDS OF THE RECORDER OF RIVERSIDE COUNTY, CALIFORNIA, AS SHOWN ON CALTRANS MAP NUMBER 405573, ALSO SHOWN ON RIVERSIDE COUNTY MAP NUMBER 204, PAGES 490 THROUGH 493, INCLUSIVE, ON FILE IN THE OFFICE OF THE COUNTY SURVEYOR, RIVERSIDE COUNTY, CALIFORNIA, SAID POINT ON GENE AUTRY TRAIL BEING IN A TANGENT CURVE, CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 914.380 METERS AND AN INITIAL RADIAL BEARING OF N 69°16′00″W;

THENCE SOUTHWESTERLY ALONG THE ARC OF SAID TANGENT CURVE AND THE CENTERLINE OF SAID GENE AUTRY TRAIL, THROUGH A CENTRAL ANGLE OF 00°37'40", A DISTANCE OF 10.019 METERS;

THENCE N 69°53'40"W, A DISTANCE OF 28.435 METERS TO THE POINT OF INTERSECTION OF THE NORTHWESTERLY RIGHT-OF-WAY LINE OF SAID GENE AUTRY TRAIL AND THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF SAID MICRO PLACE, SAID POINT BEING THE TRUE POINT OF BEGINNING;

THENCE S 19°52'42"W ALONG SAID WESTERLY RIGHT-OF-WAY LINE OF GENE AUTRY TRAIL, A DISTANCE OF 35.283 METERS TO THE MOST NORTHWESTERLY CORNER OF THAT CERTAIN PARCEL OF LAND DECLARED A PUBLIC HIGHWAY BY RESOLUTION RECORDED APRIL 13, 1966 AS INSTRUMENT NUMBER 38814, RECORDS OF SAID RECORDER;

THENCE S 19°02'59"W, CONTINUING ALONG SAID WESTERLY RIGHT-OF-WAY LINE OF GENE AUTRY TRAIL AND SAID INSTRUMENT NUMBER 38814, A DISTANCE OF 10.982 METERS;

THENCE N 56°17'28"W, A DISTANCE OF 40.345 METERS TO THE BEGINNING OF A TANGENT CURVE, CONCAVE NORTHEASTERLY AND HAVING A RADIUS OF 140.000 METERS;

THENCE NORTHWESTERLY ALONG THE ARC OF SAID TANGENT CURVE, THROUGH A CENTRAL ANGLE OF 47°24'16", A DISTANCE OF 115.831 METERS:

THENCE N 08°53'12"W, A DISTANCE OF 162.253 METERS TO A POINT OF INTERSECTION WITH THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF SAID MICRO PLACE, SAID POINT BEING THE BEGINNING OF A NON- TANGENT CURVE, CONCAVE NORTHEASTERLY, HAVING A RADIUS OF 375.810 METERS AND AN INITIAL RADIAL BEARING OF \$ 77°16'57"W;

THENCE SOUTHEASTERLY ALONG SAID SOUTHWESTERLY RIGHT-OF-WAY LINE OF MICRO PLACE AND THE ARC OF SAID NON-TANGENT CURVE, THROUGH A CENTRAL ANGLE OF 21°04'27", A DISTANCE OF 138.229 METERS;

THENCE S 14°50'42"E, A DISTANCE OF 35.404 METERS TO THE BEGINNING OF A TANGENT CURVE, CONCAVE NORTHEASTERLY AND HAVING A RADIUS OF 100.000 METERS;

THENCE SOUTHEASTERLY ALONG THE ARC OF SAID TANGENT CURVE, THROUGH A CENTRAL ANGLE OF 46°40'13", A DISTANCE OF 81.455 METERS;

THENCE S 61°30'53"E, A DISTANCE OF 17.894 METERS:

Page 1 of 2

EXHIBIT "A" LEGAL DESCRIPTION PARCEL 0740-001A (CONTINUED)

THENCE N 24°23'36"E, A DISTANCE OF 4.613 METERS TO A POINT OF INTERSECTION WITH THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF SAID MICRO PLACE;

THENCE S 35°30'47"E ALONG SAID SOUTHWESTERLY RIGHT-OF-WAY LINE OF MICRO PLACE, A DISTANCE OF 8.420 METERS TO THE TRUE POINT OF BEGINNING.

CONTAINING 8,152,0 SQUARE METERS.

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY DISTANCES SHOWN BY 1.000024216 TO OBTAIN GROUND DISTANCE.

REFERENCE IS HEREBY MADE TO RIVERSIDE COUNTY MAP NUMBER 205/356-364, ON FILE IN THE OFFICE OF THE COUNTY SURVEYOR OF RIVERSIDE COUNTY, CALIFORNIA.

APPROVED BY: Z-7-08

No. 5705
Exp. 09-30-09

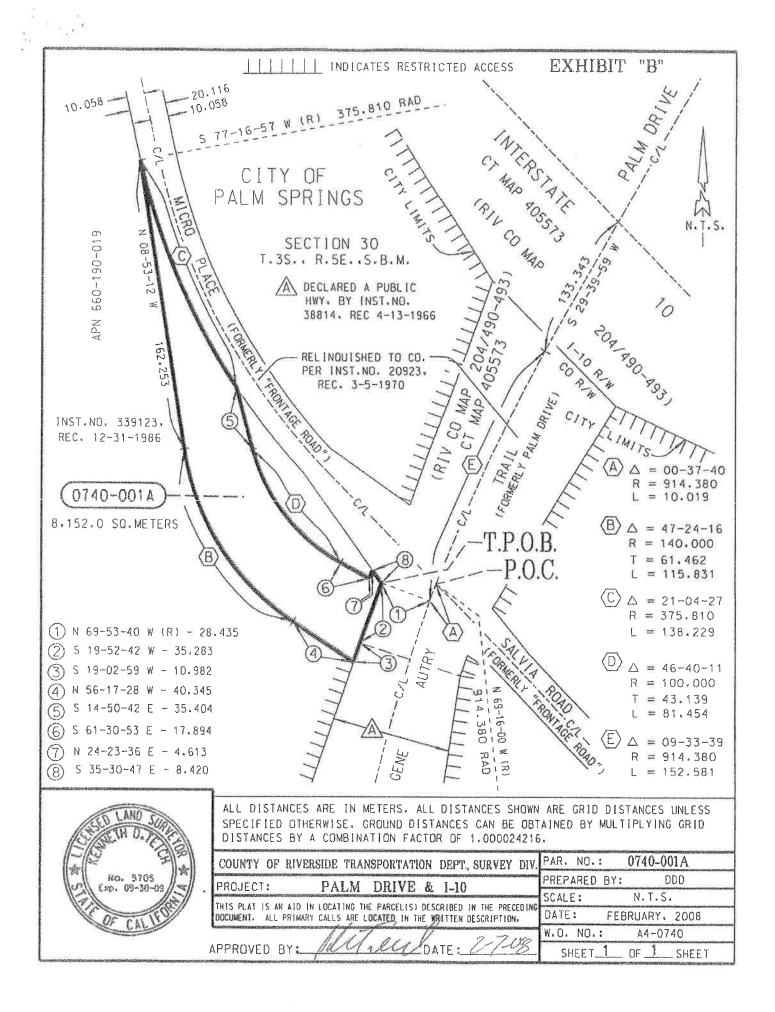


EXHIBIT "A" LEGAL DESCRIPTION PARCEL 0740-001B

BEING A PORTION OF THE SOUTHWEST ONE-QUARTER OF SECTION 30, TOWNSHIP 3 SOUTH, RANGE 5 EAST, SAN BERNARDINO MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE CENTERLINE OF GENE AUTRY TRAIL (FORMERLY PALM DRIVE) WITH THE CENTERLINE OF SALVIA ROAD (FORMERLY FRONTAGE ROAD), AS RELINQUISHED TO THE COUNTY OF RIVERSIDE BY DOCUMENT RECORDED MARCH 5, 1970 AS INSTRUMENT NUMBER 20923, RECORDS OF THE RECORDER OF RIVERSIDE COUNTY, CALIFORNIA, AS SHOWN ON CALTRANS MAP NUMBER 405573, ALSO SHOWN ON RIVERSIDE COUNTY MAP NUMBER 204, PAGES 490 THROUGH 493, INCLUSIVE, ON FILE IN THE OFFICE OF THE COUNTY SURVEYOR, RIVERSIDE COUNTY, CALIFORNIA, SAID POINT ON GENE AUTRY TRAIL BEING IN A TANGENT CURVE, CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 914.380 METERS AND AN INITIAL RADIAL BEARING OF N 69°16'00"W;

THENCE S 44°19'39"E ALONG THE CENTERLINE OF SAID SALVIA ROAD, A DISTANCE OF 40.193 METERS;

THENCE S 45°40'21"W, A DISTANCE OF 15.240 METERS TO A POINT OF INTERSECTION WITH THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF SAID SALVIA ROAD, SAID POINT BEING THE TRUE POINT OF BEGINNING:

THENCE S 56°37'26"E ALONG SAID SOUTHWESTERLY RIGHT-OF-WAY LINE OF SALVIA ROAD, A DISTANCE OF 24.332 METERS;

THENCE S 44°19'39"E, CONTINUING ALONG SAID SOUTHWESTERLY RIGHT-OF-WAY LINE OF SALVIA ROAD, A DISTANCE OF 149.122 METERS TO THE BEGINNING OF A NON-TANGENT CURVE, CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF 109.942 METERS AND AN INITIAL RADIAL BEARING OF N 45°40'21"E;

THENCE NORTHWESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE, THROUGH A CENTRAL ANGLE OF 15°17'42", A DISTANCE OF 29.349 METERS;

THENCE N 59°37'21"W, A DISTANCE OF 127.147 METERS TO A POINT OF INTERSECTION WITH THE EASTERLY RIGHT-OF-WAY LINE OF SAID GENE AUTRY TRAIL, SAID POINT OF INTERSECTION ALSO BEING ON THE SOUTHEASTERLY LINE OF THAT CERTAIN PARCEL OF LAND DECLARED A PUBLIC HIGHWAY BY RESOLUTION RECORDED APRIL 13, 1966 AS INSTRUMENT NUMBER 38814, RECORDS OF SAID RECORDER;

THENCE N 08°26'39"E ALONG SAID EASTERLY RIGHT-OF-WAY LINE OF GENE AUTRY TRAIL, A DISTANCE OF 26.773 METERS TO AN ANGLE POINT THEREIN, SAID ANGLE POINT BEING THE MOST NORTHEASTERLY CORNER OF SAID INSTRUMENT NUMBER 38814;

THENCE N 20°52'12"E, CONTINUING ALONG SAID EASTERLY RIGHT-OF-WAY LINE OF GENE AUTRY TRAIL, SAID EASTERLY RIGHT-OF-WAY LINE ALSO BEING THE SOUTHEASTERLY LINE OF SAID INSTRUMENT NUMBER 20923, A DISTANCE OF 12.046 METERS TO THE TRUE POINT OF BEGINNING.

EXHIBIT "A" LEGAL DESCRIPTION PARCEL 0740-001B (CONTINUED)

CONTAINING 2,997.6 SQUARE METERS.

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY DISTANCES SHOWN BY 1.000024216 TO OBTAIN GROUND DISTANCE.

REFERENCE IS HEREBY MADE TO RIVERSIDE COUNTY MAP NUMBER 205/356-364, ON FILE IN THE OFFICE OF THE COUNTY SURVEYOR OF RIVERSIDE COUNTY, CALIFORNIA.

	SEE ATTACHED EXHI	BIT "B"
APPROVED BY:	Millert	CINA CON
		THE DESCRIPTION OF THE PERSON
DATE:	2-7-08	
		No. 5705 Exp. 03-30-09
		END. 04-30-09
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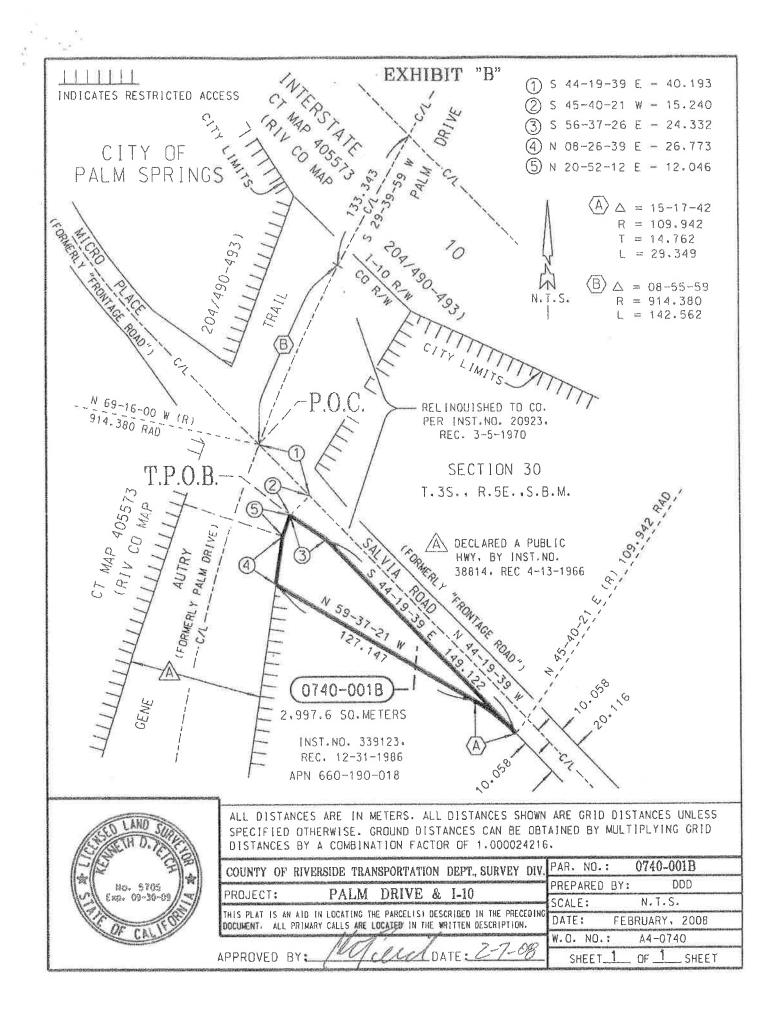


EXHIBIT "A" LEGAL DESCRIPTION PARCEL 0740-001C

BEING A PORTION OF THE SOUTHWEST ONE-QUARTER OF SECTION 30, TOWNSHIP 3 SOUTH, RANGE 5 EAST, SAN BERNARDINO MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE CENTERLINE OF GENE AUTRY TRAIL (FORMERLY PALM DRIVE) WITH THE CENTERLINE OF MICRO PLACE (FORMERLY FRONTAGE ROAD) AS RELINQUISHED TO THE COUNTY OF RIVERSIDE BY DOCUMENT RECORDED MARCH 5, 1970 AS INSTRUMENT NUMBER 20923, RECORDS OF THE RECORDER OF RIVERSIDE COUNTY, CALIFORNIA, AS SHOWN ON CALTRANS MAP NUMBER 405573, ALSO SHOWN ON RIVERSIDE COUNTY MAP NUMBER 204, PAGES 490 THROUGH 493, INCLUSIVE, ON FILE IN THE OFFICE OF THE COUNTY SURVEYOR, RIVERSIDE COUNTY, CALIFORNIA, SAID POINT ON GENE AUTRY TRAIL BEING IN A TANGENT CURVE, CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 914.380 METERS AND AN INITIAL RADIAL BEARING OF N 69°16′00 "W;

THENCE NORTHEASTERLY ALONG THE ARC OF SAID TANGENT CURVE AND THE CENTERLINE OF SAID GENE AUTRY TRAIL, THROUGH A CENTRAL ANGLE OF 02°08'42", A DISTANCE OF 34.232 METERS;

THENCE N 67°07'18"W, A DISTANCE OF 29.654 METERS TO THE POINT OF INTERSECTION OF THE NORTHWESTERLY RIGHT-OF-WAY LINE OF SAID GENE AUTRY TRAIL AND THE NORTHEASTERLY RIGHT-OF-WAY LINE OF SAID MICRO PLACE, AS SHOWN ON SAID RIVERSIDE COUNTY MAP NUMBER 204, PAGES 490 THROUGH 493, SAID POINT OF INTERSECTION BEING THE TRUE POINT OF BEGINNING:

THENCE N 54°38'01"W, ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE OF MICRO PLACE, A DISTANCE OF 3.826 METERS:

THENCE N 24°23'36"E, A DISTANCE OF 49.021 METERS TO A POINT OF INTERSECTION WITH SAID NORTHWESTERLY RIGHT-OF-WAY LINE OF GENE AUTRY TRAIL;

THENCE S 20°04'31"W ALONG SAID NORTHWESTERLY RIGHT-OF-WAY LINE OF GENE AUTRY TRAIL, A DISTANCE OF 49.891 METERS TO THE TRUE POINT OF BEGINNING.

CONTAINING 92.1 SQUARE METERS.

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY DISTANCES SHOWN BY 1.000024216 TO OBTAIN GROUND DISTANCE.

REFERENCE IS HEREBY MADE TO RIVERSIDE COUNTY MAP NUMBER 205/356-364, ON FILE IN THE OFFICE OF THE COUNTY SURVEYOR OF RIVERSIDE COUNTY, CALIFORNIA.

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