

APPROVED
BY THE CITY COUNCIL

JUL 28 1987

OFFICE OF THE
CITY CLERK



CONTINUED
TO 7-28-87

CONTINUED
TO 7-21-87

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DEPARTMENT OF
PUBLIC WORKS

ENGINEERING DIVISION

THOMAS M. FINLEY
ENGINEERING DIVISION MANAGER

July 14, 1987

City Council
Sacramento, California

Honorable Members In Session:

SUBJECT: Grant of Easement to Pacific Gas and Electric Company

SUMMARY

It is requested that the Council adopt a Resolution authorizing the execution of an easement to Pacific Gas and Electric Company to install a gas transmission main in City owned property.

BACKGROUND

Pacific Gas and Electric Company needs an easement from the City to install a new gas transmission line that crosses the Sacramento River at approximately the southerly line of the Pioneer Reservoir and thence runs adjacent to the westerly line of the reservoir to U Street. They have offered to pay \$2,000 to acquire the necessary right-of-way which is acceptable to City staff. Payment is to be made upon delivery of the easement to Pacific Gas and Electric Company.

The various City departments have reviewed the alignment of said easement and have no objections.

FINANCIAL

It is proposed that the \$2,000 received from Pacific Gas and Electric in payment for the easement be deposited into the General Fund.

CITY OF SACRAMENTO
CALIFORNIA

CITY MANAGER'S OFFICE
RECEIVED
JUL 3 1987

927 TENTH STREET
ROOM 200
SACRAMENTO, CA
95814-2705

916-449-8220

CONSTRUCTION SECTION
640 BERKUT DRIVE
SUITE B
SACRAMENTO, CA
95814-0131

916-449-5282

Balance for the easement be deposited into the General Fund.
It is proposed that the \$25,000 received from Pacific Gas and Electric in

RECOMMENDATION

There are no objections.
The various City departments have reviewed the agreement and

conclude
to be in the public interest of the easement to Pacific Gas and Electric
Company the necessary right-of-way which is necessary to City street. Payment
estimated time of the resolution to a street. They have offered to pay \$25,000 for
the construction time of the proposed resolution and finance limit subject to the
new gas transmission line that crosses the easement area of approximately
Pacific Gas and Electric Company needs an easement from the City to install a

RESOLUTION

Resolution may be in City owned property.
of the easement to Pacific Gas and Electric Company to install a gas
It is requested that the Council adopt a resolution authorizing the execution

AGENDA

SUBJECT: Grant of easement to Pacific Gas and Electric Company

Responsible members in session:

Secretary, Council
City Council

July 10, 1981

City Council
Grant of a Easement to
Pacific Gas and Electric Company
July 14, 1987
Page 2

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RECOMMENDATION

It is recommended that the attached resolution be adopted authorizing the execution of an easement to Pacific Gas and Electric Co.

Respectfully submitted,




THOMAS M. FINLEY
Engineering Division Manager

Recommendation Approved:



WALTER J. SLIPE
City Manager

Approved:


MELVIN H. JOHNSON
Director of Public Works

IM:ls
RE2-33.b.1
06.2987

July 14, 1987
District No. 1

09.503A
RES-33'D.1
10:10

CITY MANAGER
MATTHEW J. SPIRE

RECOMMENDATION APPROVED:

DISTRICT NO. 1
JULY 14, 1981

DIRECTOR OF PUBLIC WORKS
MELVIN H. JOHNSON

APPROVED:

ENGINEERING DIVISION MANAGER
THOMAS W. BIRNEY

Respectfully submitted,

execution of an agreement to Pacific Gas and Electric Co.
It is recommended that the attached resolution be adopted authorizing the

RECOMMENDATION

Page 5
JULY 14, 1981
PACIFIC GAS AND ELECTRIC COMPANY
OFFICE OF A MANAGER TO
CITY COUNCIL

RESOLUTION NO. 87-599

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

APPROVED
BY THE CITY COUNCIL

JUL 28 1987

OFFICE OF THE
CITY CLERK

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**RESOLUTION AUTHORIZING THE EXECUTION OF AN EASEMENT TO PACIFIC
GAS AND ELECTRIC COMPANY ADJACENT TO THE PIONEER RESERVOIR**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO:

That the City Manager and City Clerk are hereby authorized and directed to execute an easement to the Pacific Gas and Electric Company in County Assessor's Parcel Nos. 009-0012-032, 037 and 069.

MAYOR

ATTEST:

CITY CLERK

RE2-33.B.1

RES-00'D'3

CLER GREEN

VILLAGE:

CLER

RES-00'D'3 (02' 003-0013-003' 003 013 003'
RES-00'D'3 TO THE RES-00'D'3 AND RES-00'D'3 TO COMPLY
RES-00'D'3 TO THE RES-00'D'3 AND RES-00'D'3 TO COMPLY

RES-00'D'3 TO THE RES-00'D'3 AND RES-00'D'3 TO COMPLY:

RES-00'D'3 TO THE RES-00'D'3 AND RES-00'D'3 TO COMPLY
RES-00'D'3 TO THE RES-00'D'3 AND RES-00'D'3 TO COMPLY

PG&E

Lorraine return executed
deed to me so I can
collect the 2,000 from
W. G. (GREG) JOHNSTON

\$ 2,000⁰⁰

RIGHT OF WAY AGENT
REGIONAL LAND DEPARTMENT
PACIFIC GAS AND ELECTRIC COMPANY

2740 GATEWAY OAKS DRIVE
SACRAMENTO, CA 95833
(916) 923-7250

GAS LINE TRANSMISSION
61-9611 REV. 4-72

AFTER RECORDING
RETURN TO:

FOR RECORDER'S USE ONLY

PACIFIC GAS AND ELECTRIC COMPANY

77 Beale Street
San Francisco, California 94106
Attn: Land Dept. Title Administration Unit

Location: City/Uninc _____

Recording Fee _____

Documentary Transfer Tax \$ _____

- Computed on Full Value of Property Conveyed, or
- Computed on Full Value Less Liens & Encumbrances Remaining at Time of Sale.

Signature of declarant or agent determining tax _____

2000-0472 Line 116 Relocation at Sacramento River

EASEMENT

6 87 1 (SV 1.00)

CITY OF SACRAMENTO, a political subdivision of the State of California,

hereinafter called first party, in consideration of value paid by PACIFIC GAS AND ELECTRIC COMPANY, a California corporation, hereinafter called second party, the adequacy and receipt whereof are hereby acknowledged, hereby grants to second party the right to excavate for, install, replace (of the initial or any other size), maintain and use such pipe lines, as second party shall from time to time elect for conveying gas, with necessary and proper valves and other appliances and fittings, and devices for controlling electrolysis for use in connection with said pipe lines, together with adequate protection therefor, and also a right of way, within the hereinafter described strip of those certain lands which are situate in the City of Sacramento,

County of Sacramento, State of California, and described as follows:
(APN 9-012-032, -037, & -069)

I. The parcel of land described and designated PARCEL NO. 1 in the deed from Sacramento Regional County Sanitation District to the City of Sacramento dated April 14, 1981 and recorded in Book 8104-21 of Official Records at page 1347, Sacramento County Records.

II. The parcel of land described in the deed from the State of California to the City of Sacramento dated January 26, 1976 and recorded in Book 7602-23 of Official Records at page 614, Sacramento County Records.

III. The parcel of land described in the deed from the State of California to the City of Sacramento dated January 26, 1976 and recorded in Book 7602-23 of Official Records at page 610, Sacramento County Records.

All the herein above described parcels of land being portions of Brannan's Addition to the City of Sacramento as shown on the map filed for record May 3, 1851 in Book 1 of Maps as Map No. 13, Sacramento County Records.

The aforesaid strip is described as follows:

1. All that portion of the parcel of land hereinbefore described and designated I lying northwesterly of the line described as follows:

Beginning at the southerly terminus of the course in the general northwesterly boundary line of said parcel of land designated I which course according to the description contained in said deed dated April 14, 1981 has a bearing of North $34^{\circ} 24' 32''$ East (north $34^{\circ} 43.5'$ east for this description) and a length of 23.07 feet; and running thence along the southwesterly prolongation of said course

(1) south $34^{\circ} 43.5'$ west 26.0 feet to the northerly terminus of the course in said general northwesterly boundary line which course according to the description contained in said deed dated April 14, 1981 has a bearing of North $34^{\circ} 24' 32''$ East (north $34^{\circ} 43.5'$ east for this description) and a length of 136.55 feet;

2. A strip of land of the uniform width of 25 feet extending from the southeasterly boundary line of the parcel of land hereinbefore described and designated II northwesterly to the northwesterly boundary line of said parcel of land designated II and lying 12.5 feet on each side of the line described as follows:

Beginning at a point in said southeasterly boundary line and running thence

(1) north $41^{\circ} 12.8'$ west approximately 10 feet to a point which bears south $66^{\circ} 33.2'$ west 982.5 feet distant from the found $3/4$ inch rebar tagged L.S.3185 and L.S.2457 shown on the Record of Survey filed for record February 11, 1986 in Book 40 of Surveys at page 34, Sacramento County Records, as marking the northwest corner of the parcel of land shown on said Record of Survey filed for record February 11, 1986; thence continuing

(2) north $41^{\circ} 12.8'$ west approximately 15 feet to a point in said northwesterly boundary line.

3. A strip of land of the uniform width of 25 feet extending from the southeasterly boundary line of the parcel of land hereinbefore described and designated III northwesterly to the northwesterly boundary line of said parcel of land designated III and lying 12.5 feet on each side of the line described as follows:

Beginning at a point in said southeasterly boundary line and running thence

(1) north $41^{\circ} 12.8'$ west approximately 20 feet to a point which bears south $74^{\circ} 09.8'$ west 1035.6 feet distant from the found $3/4$ inch rebar tagged L.S.3185 and L.S.2457 shown on

the Record of Survey filed for record February 11, 1986 in Book 40 of Surveys at page 34, Sacramento County Records, as marking the northwest corner of the parcel of land shown on said Record of Survey filed for record February 11, 1986; thence continuing

(2) north 41° 12.8' west approximately 40 feet to a point in said northwesterly boundary line.

The foregoing descriptions are based on a survey made by second party in April 1987. The bearings used are based on solar observations made by second party.

First party further grants to second party:

(a) the right of ingress to and egress from said strip over and across said lands by means of roads and lanes thereon, if such there be, otherwise by such routes as shall occasion the least practicable damage and inconvenience to first party and to use said roads, lanes or routes to provide access to second party's facilities on lands adjacent to said lands; provided that the rights granted in this paragraph shall not extend to any portion of said lands which is isolated from said strip by any public road or highway now crossing or hereafter crossing said lands; provided, further, that if any portion of said lands is or shall be subdivided and dedicated roads or highways on such portion shall extend to said strip, the rights granted by this paragraph on said portion shall be confined to such dedicated roads and highways;

(b) the right to use such portion of said lands contiguous to said strip as may be reasonably necessary in connection with the installation and replacement of such pipe lines;

(c) the right from time to time to trim and to cut down and clear away any and all trees and brush now or hereafter on said strip and to trim and to cut down and clear away any trees on either side of said strip which now or hereafter in the opinion of second party may be a hazard to said pipe lines, valves, appliances or fittings, by reason of the danger of falling thereon, or may interfere with the exercise of second party's rights hereunder; provided, however, that all trees which second party is hereby authorized to cut and remove, if valuable for timber or wood, shall continue to be the property of first party, but all tops, lops, brush and refuse wood shall be burned or removed by second party;

(d) the right to install, maintain and use gates in all fences which now cross or shall hereafter cross said strip; and

(e) the right to mark the location of said strip by suitable markers set in the ground; provided that said markers shall be placed in fences or other locations which will not interfere with any reasonable use first party shall make of said strip.

Second party hereby covenants and agrees:

(a) second party shall not fence said strip;

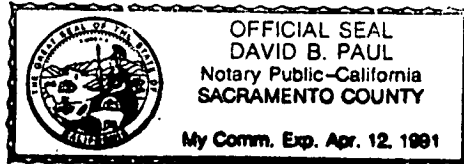
(b) second party shall promptly backfill any trench made by it on said strip and repair any damage it shall do to first party's private roads or lanes on said lands; and

GRANTOR'S COPY - PLEASE RETAIN

State of California)
) ss.
County of Sacramento)

On this 20th day of August, in the year 1987, before me
David Paul, personally appeared
Solon Wisham, Jr. and Janice Beaman, personally known to
me (or proved to me on the basis of satisfactory evidence) to be the person
who executed this instrument as Asst. City Manager and Deputy City Clerk of
The City of Sacramento and acknowledged to me that
the y _____ executed it.

WITNESS my hand and official seal.



David B. Paul
Notary Public in and for said State and County

(c) second party shall indemnify first party against any loss and damage which shall be caused by the exercise of said ingress and egress or by any wrongful or negligent act or omission of second party or of its agents or employees in the course of their employment.

First party reserves the right to use said strip for purposes which will not interfere with second party's full enjoyment of the rights hereby granted; provided that first party shall not erect or construct any building or other structure, or drill or operate any well, or construct any reservoir or other obstruction on said strip, or diminish or substantially add to the ground cover over said pipe lines.

The provisions hereof shall inure to the benefit of and bind the successors and assigns of the respective parties hereto, and all covenants shall apply to and run with the land.

IN WITNESS WHEREOF first party has executed these presents this 4th day of August, 19 87.

CITY OF SACRAMENTO

By Sola Wilson Jr.
~~Assistant~~ CITY MANAGER

By Jamie Seaman
DEPUTY CITY CLERK

Executed in the presence of:

Charlie Awanth
Witness

Sacramento Valley Region
Sacramento Division
GM-4540480
Dwg. SS-004, Sh.1, Chg.0
T.8N., R.4E., MDB&M
Section 3
NE4
87-806

Prepared W.M.W.

GRANTOR'S COPY - PLEASE RETAIN

RESOLUTION NO. 87-599

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

JUL 28 1987

**RESOLUTION AUTHORIZING THE EXECUTION OF AN EASEMENT TO PACIFIC
GAS AND ELECTRIC COMPANY ADJACENT TO THE PIONEER RESERVOIR**

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That the City Manager and City Clerk are hereby authorized and directed to execute an easement to the Pacific Gas and Electric Company in County Assessor's Parcel Nos. 009-0012-032, 037 and 069.

ANNE RUDIN

MAYOR

ATTEST:

LORRAINE MAGANA

CITY CLERK

RE2-33.B.1

**CERTIFIED AS TRUE COPY
of Resolution No. 87-599**

AUG 06 1987

Deputy
James Dean
CLERK, CITY OF SACRAMENTO