

IMPERIAL IRRIGATION DISTRICT RESOLUTION NO. 50-2022

WHEREAS, the Imperial Irrigation District ("IID") owns a right of way for Dahlia Lateral 1 Canal, acquired and recorded May 14, 1942 in Book 586, Page 461 of Official Records of Imperial County; and

WHEREAS, IID owns fee title interest for an underground pipeline identified as the Date Drain acquired and recorded August 18, 2003 in Book 2228, Page 156 of Official Records of Imperial County and described as that portion of Parcel E of Farmers Estates Subdivision Unit No. 2.

WHEREAS, the City of El Centro ("City") has requested IID relinquish portion of the mentioned right of way, subject to reservations for drainage and electrical distribution.

WHEREAS, the City has also requested IID to convey fee title interest over that portion of Parcel E.

WHEREAS, Water and Energy Department staff have reviewed the relinquishment request and determined that based on the relocation and pipelining of Date Drain the mentioned easement and fee title interest are no longer necessary for district purposes. IID will perform the required operation and maintenance from the reserved rights of way.

WHEREAS, the IID Board of Directors declared the property Exempt Surplus Land on August 16, 2022 under Resolution No. 39-2022.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Pursuant to Water Code sections 22500, *et seq.*, the Imperial Irrigation District Board of Directors hereby finds that the portion of the easement and fee title interest are no longer necessary for present or prospective district purposes and that the quitclaim deed with prior rights reservation for the Date Drain and electrical distribution is in best interests of the Imperial Irrigation District, given the quitclaim serves the City of El Centro Imperial Avenue extension project.

The Imperial Irrigation District Board of Directors approves and authorizes the execution and recordation of the quitclaim deed, attached hereto and made a part hereof.

PASSED AND ADOPTED this 11th day of October, 2022.

IMPERIAL IRRIGATION DISTRICT



James C. Hanko

President

Raymond Najera

Secretary

**Exhibit "A" As to Fee Title
Preliminary Legal Description**

Parcel 4

That remaining portion of Parcel E of Farmers Estates Subdivision Unit No. 2 per map No. FM 21-31, filed in the County Recorder's Office of Imperial County, State of California on August 18, 2003, within Tract 60, Township 16 South, Range 14 East, San Bernardino Meridian, City of El Centro, TOGETHER WITH that portion of Parcel E of Farmers Estates Subdivision Unit No. 2, more fully described in Quitclaim Deed to the Imperial Irrigation District in Document No. 2003024448, recorded August 18, 2003, in Book 2228, Page 156, of Official Records, lying Southerly of the following described line:

BEGINNING at a point on the East line of said Tract 60, which is the terminus of course "(3)", (Record N.88°32'24"E., 123.06 feet) more fully described in Grant Deed to the State of California Recorded April 5, 2006, as Document Number 2006-017011, in said office of the County Recorder, thence (1) along said course "(3)" S.88°32'24"W., 123.05 feet; thence (2) along course "(2)" of said deed N.21°24'30"W., 49.72 feet, to the West Line of said Parcel E.

Parcel 1

EXCEPTING THEREFROM a right of way for drainage purposes as said drain was established in 1942, more fully described in Right of Way Deed to Imperial Irrigation District recorded May 14, 1942 in Book 586, Page 461, of Official Records on file in the office of the County Recorder of Imperial County, with prior rights, within the portion of said Parcel E, lying Southerly of the following described line:

BEGINNING at a point on the East Line of said Tract 60, which bears South 1°28'57" East 291.38 feet from said terminus of course "(3)", thence leaving said East line of said Tract 60, South 88° 23' 20" West 140.00 feet to the West line of said parcel E.

Parcel 1 containing 0.30 Acres, more or less.

Parcel 4 containing 0.54 Acres, more or less.

Exhibit "B" As to Right of Way Preliminary Legal Description

Parcels 5 and 6

To relinquish any and all interest in that certain Right of Way Deed recorded May 15, 1942 in Book 586 Page 461 of Official Records.

That portion of North half of Tract 60, Township 16 South, Range 14 East, San Bernardino Meridian, in the City of El Centro, lying East of a line which is parallel with and 140 feet West of the center line of Dahlia Lateral 1 Canal as described in Right of Way Deed to the Imperial Irrigation District, recorded May 14, 1942, in Book 586, Page 461, of Official Records, in the County Recorder's Office of Imperial County, State of California, lying Southerly of the following described line:

BEGINNING at a point on the East line of said Tract 60, which is the terminus of course "(3)", (Record N.88°32'24"E., 123.06 feet) more fully described in Grant Deed to the State of California Recorded April 5, 2006, as Document Number 2006-017011, in said office of the County Recorder, thence (1) along said course "(3)" S.88°32'24"W., 123.05 feet; thence (2) along course "(2)" of said deed N.21°24'30"W., 49.72 feet, thence (3) along the Northerly Boundary of said Farmers Estate Subdivision per said map FM 21-31; N.21°24'30"W., 44.48 feet (Record N.21°29'09"W., 44.54 feet) to the **POINT OF TERMINUS**.

Parcel 2

To retain the existing Right of Way recorded on May 14, 1942 in Book 586 Page 461 of Official Records for "**Prior Rights**" purposes.

EXCEPTING THEREFROM that portion of the West 80 feet of the East 140 feet of the North half of said Tract 60 lying Southerly of the South Line of Parcel E of Farmers Estates Subdivision Unit No. 2 per map No. FM 21-31, filed in the County Recorder's Office of Imperial County, State of California on August 18, 2003, within said Tract 60.
Parcel 2 containing 0.09 Acres, more or less.

Parcel 3

To retain the existing Right of Way recorded on May 14, 1942 in Book 586 Page 461 of Official Records for "**Prior Rights**" purposes.

ALSO EXCEPTING THEREFROM a strip of land 80 feet wide, within the portion of the East 60 feet of the North half of said Tract 60, the Northerly line of said 80 foot strip of land is the following described line:

BEGINNING at a point on the East Line of said Tract 60, which bears South 1°28'57" East 291.38 feet from the terminus of course "(3)", (Record N.88°32'24"E., 123.06 feet) more fully described in Grant Deed to the State of California Recorded April 5, 2006, as Document Number 2006-017011, in said office of the County Recorder, thence leaving said East line of said Tract 60, South 88° 23' 20" West 60.00 feet to the East line of said parcel E.
Parcel 3 containing 0.11 Acres, more or less.

Exhibit "B" Continued

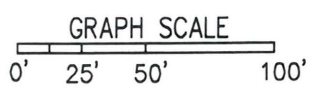
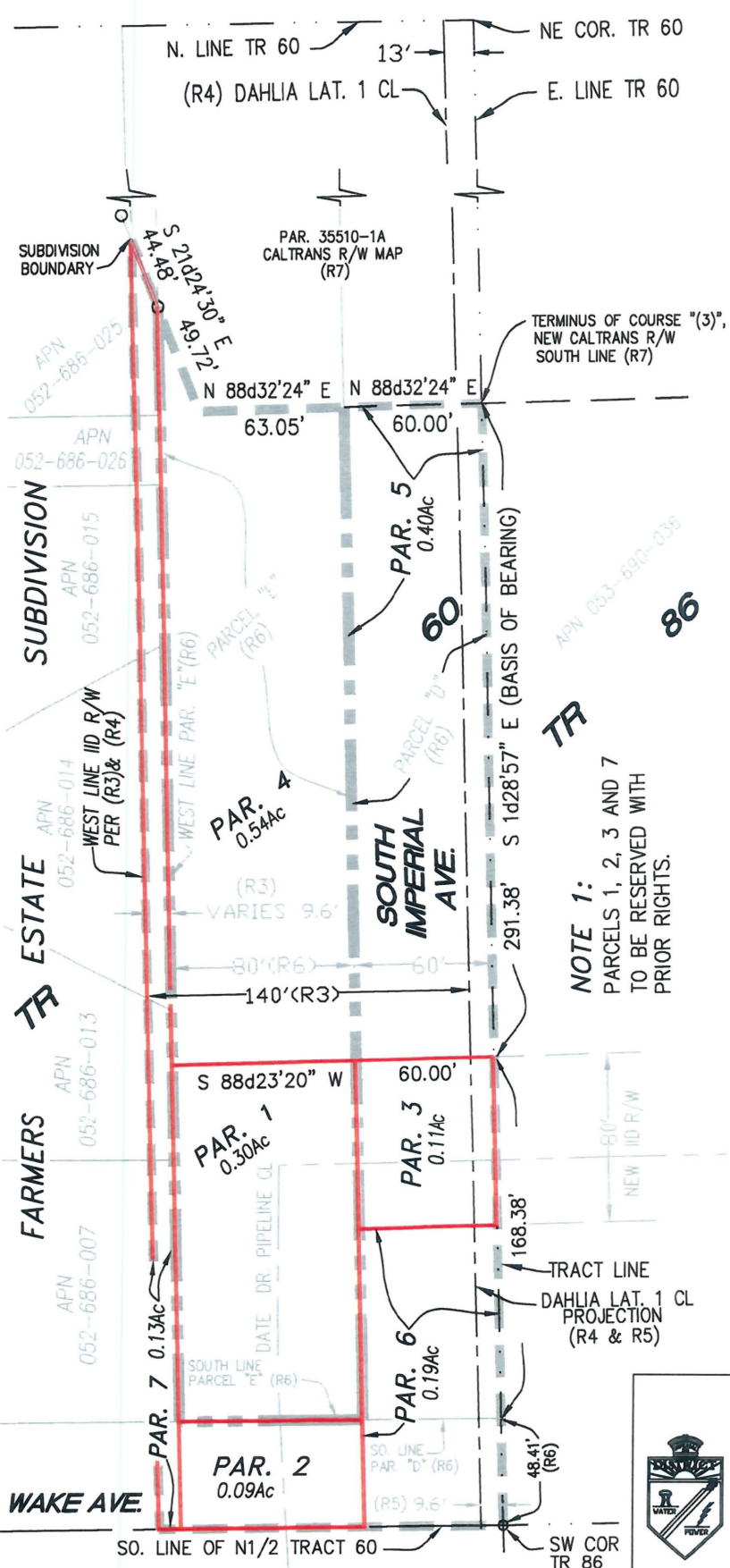
PARCEL 7

To retain a portion of the existing Right of Way recorded on May 14, 1942 in Book 586 Page 461 of Official Records for "**Prior Rights**" and "**Electrical Distribution**" purposes, described as follows:

That portion of North half of Tract 60, Township 16 South, Range 14 East, San Bernardino Meridian, in the City of El Centro, lying East of a line which is parallel with and 140 feet West of the center line of Dahlia Lateral 1 Canal as described in Right of Way Deed to the Imperial Irrigation District, recorded May 14, 1942, in Book 586, Page 461, of Official Records, in the County Recorder's Office of Imperial County, State of California, lying Southerly of the following described line:

BEGINNING at a point on the East line of said Tract 60, which is the terminus of course "(3)", (Record N.88°32'24"E., 123.06 feet) more fully described in Grant Deed to the State of California Recorded April 5, 2006, as Document Number 2006-017011, in said office of the County Recorder, thence (1) along said course "(3)" S.88°32'24"W., 123.05 feet; thence (2) along course "(2)" of said deed N.21°24'30"W., 49.72 feet, thence (3) along the Northerly Boundary of said Farmers Estate Subdivision per said map FM 21-31; N.21°24'30"W., 44.48 feet (Record N.21°29'09"W., 44.54 feet) to the **POINT OF TERMINUS**.

AND lying Westerly of the West line of Parcel E of Farmers Estates Subdivision Unit No. 2, in the City of El Centro, County of Imperial, State of California, according to map on file in Book 21 Page 31 of Final Maps, in the Office of the County Recorder of Imperial County, extended Southerly to the South line of the North Half of said Tract 60.



LEGEND

- FOUND MON. 11-9-2018
- R/W LINE
- APPROX. PROPERTY LINE
- CENTER LINE (CL)
- TRACT LINE
- PAR. x PARCEL LIMITS SEE NOTE 1
- PAR's. 1 & 4 REMAINING PARCEL "E" LYING SOUTH OF CALTRANS R/W (R6 & R7).
- POR. OF N1/2 TR. 60, LYING E. OF A LINE 140' W. OF THE CL OF DAHLIA LAT. 1 (R3), & LYING SOUTH OF CALTRANS R/W (R7).

REFERENCES

- (R3) R/W TO IID PER O.R. BK. 586, Pg 461, REC'D 5-14-1942. "... POR. OF N½ TR 60 LYING E. OF A LINE WHICH IS PARALLEL WITH & 140 FT W. OF DAHLIA LAT. 1 CL."
- (R4) ICTC FOR NE COR. TR 60, T16S-R14E, DATED 1-29-1960. FB3895, Pg 63
- (R5) DAHLIA LATERAL 1 CL PROJECTION, FB7512, Pg 50/51, SURVEY 2-9-1999.
- (R6) PARCEL "E" TO IID PER FARMER ESTATES SUB. U#2, FM BK 21, Pg 31/36, O.R. BK. 2228, Pg. 156, REC'D 8-18-2003.
- (R7) CALTRANS R/W MAP No. 71589.3 & 71589.4 REVISION DATE 12-07-2016.

ABBREVIATIONS:

APN: ASSESSOR'S PARCEL No.	PG: PAGE
BK: BOOK, CL: CENTERLINE	QC: QUIT CLAIM
CL: CENTERLINE	R/W: RIGHT OF WAY
E: EAST,	R: RANGE
FM: FINAL MAP	SEC: SECTION,
GLO: GENERAL LAND OFFICE	T: TOWNSHIP
ICTC: IMPERIAL COUNTY TIE CARD	R: RANGE
OR: OFFICIAL RECORD	U2: UNIT No. 2

BASIS OF BEARING

S1°28'57"E ALONG THE E. LINE OF TRACT 60 PER (R7).

IMPERIAL IRRIGATION DISTRICT
 IMPERIAL, CALIFORNIA
 WATER DEPARTMENT

EXHIBIT C
 DATE DRAIN
 DEPICTION OF EXHIBITS A & B

PORTION OF N1/2 OF TRACT 60, SEC. 7, T.16S., R.14E., S.B.M.
 CITY OF EL CENTRO, IMPERIAL COUNTY, CA.

DATE 9-22-2022	SCALE GRAPH SCALE	FB. REF.: 7863
----------------	-------------------	----------------

H:\data\proj\09a\Drawn by J-F\Drawn Exhibit\2022-09-22 (revised)\DRAIN C - Depiction of Exhibits A and B - Proposed GC portion Parcel E to City & New RD Easement with prior rights and Abandonment portion of 140R Roll (9-22-2022).dwg

Recording Requested By:
Imperial Irrigation District

And When Recorded Mail To:

Imperial Irrigation District
Attn: Real Estate Section
P.O. Box 937
Imperial, CA 92251

IID-907A

Space Above This Line For Recorder's Use

APN: 052-686-045-000: 052-686-028-000

Documentary Transfer Tax \$ R&T \$11911

____ Computed on Full Value of Property conveyed, or

____ Computed on Full Value less liens and encumbrances

Remaining thereon at time of sale

Signature of Declarant or Agent Determining Tax - Firm Name

Quitclaim Deed

IMPERIAL IRRIGATION DISTRICT, pursuant to and by authority of a resolution of its Board of Directors on October 11, 2022, and entered upon the minutes of said Board, for valuable consideration, receipt of which is hereby acknowledged, does hereby remise, release and forever quitclaim to City of El Centro, a municipal corporation, those certain right-of-way easements described as follows:

SEE ATTACHED EXHIBIT "A" AS TO FEE TITLE

SEE ATTACHED EXHIBIT "B" AS TO RIGHT OF WAY

SEE ATTACHED EXHIBIT "C" AS TO DEPICTION

COUNTY OF IMPERIAL, STATE OF CALIFORNIA.

WITNESS our hands this 11th day of October 2022.

IMPERIAL IRRIGATION DISTRICT

James C. Hanks
President

Raquel Mejera
Secretary

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

Civil Code §1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

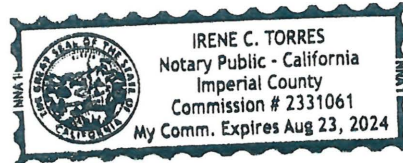
State of California)
) ss.
County of Imperial)

On October 26, 2022 before me, Irene C. Torres, Notary Public, personally appeared James Cleo Hanks, who proved to me on the basis of satisfactory evidence to be the person whose name is 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, or the entity upon behalf of which the person(~~s~~) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Irene C. Torres
Signature



(seal)

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

Civil Code §1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

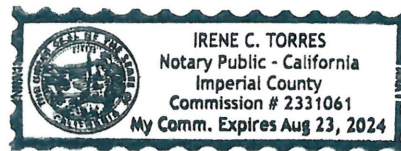
State of California)
) ss.
County of Imperial)

On October 26, 2022 before me, Irene C. Torres, Notary Public, personally appeared Baguel Najera, who proved to me on the basis of satisfactory evidence to be the person whose name is 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, or the entity upon behalf of which the person(~~s~~) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Irene C. Torres
Signature



(seal)