

CITY OF GARDEN GROVE

INTER-DEPARTMENT MEMORANDUM

To: Scott C. Stiles
From: William E. Murray
Dept: City Manager
Dept: Public Works
Subject: ACCEPTANCE OF AN EASEMENT FOR ALL RIGHTS TO UNDERGROUND WATER FOR THE PROPERTY LOCATED AT 12592 LORNA STREET, GARDEN GROVE
Date: August 11, 2015

OBJECTIVE

To request City Council approval for the acceptance of an easement for all rights to underground water to the City, without the right of surface entry over the property located at 12592 Lorna Street, Garden Grove, owned by Dylan Dang and Ty Diem Tran ("Owners") in accordance with Precise Grading Plan G-1310 (the "Project").

BACKGROUND/DISCUSSION

On November 11, 2012, the Owners submitted grading plans for proposed apartment units at 12592 Lorna Street, which currently has a single-family residence. Owners are granting all rights to underground water to the City, without the right of surface entry over the real property.

FINANCIAL IMPACT

There is no impact.

RECOMMENDATION

It is recommended that the City Council:

- Approve and accept the easement for all rights to underground water over the property located at 12592 Lorna Street, Garden Grove; and
- Authorize the City Clerk to accept the Grant Deed on behalf of the City.


WILLIAM E. MURRAY, P.E.
Public Works Director


By: Kamyar Dibaj
Associate Engineer

Attachment: Grant Deed

Recommended for Approval


Scott C. Stiles
City Manager

Recording Requested By:

Attachment

CITY OF GARDEN GROVE

AND WHEN RECORDED MAIL TO

City of Garden Grove
11222 Acacia Parkway
Garden Grove, CA 92840
Attn: City Clerk

215-101-27

ASSESSOR PARCEL NUMBER

This document is exempt from payment of recording fee
Pursuant to Section 6103 of the Government Code.

DOCUMENTARY TRANSFER TAX
Exempt per revenue and Taxation Code
Section 11922

By: _____

GRANT DEED

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

DYLAN DANG, a single man and TY DIEM TRAN, a single ^{Woman}~~man~~ as tenants in common, each as to an undivided 50% interest,

hereby **GRANT (S)**, to, CITY OF GARDEN GROVE, a municipal corporation, all rights to underground water, without the right of surface entry over that real property in the City of Garden Grove, County of Orange, State of California, described as:

PER LEGAL DESCRIPTION SHOWN ON EXHIBIT "A", ATTACHED HERETO,
AND MADE A PART HEREOF

ACKNOWLEDGMENT

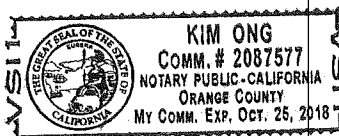
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document

State of California
County of Orange
On 7/16/2015 before me,
Kim Ong - Notary Public (insert name and title of the officer) personally appeared Dylan Dang & Ty Diem Tran, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are 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(s), 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.

Signature
(Seal)



DYLAN DANG, a single man and TY DIEM TRAN, a single man as tenants in common, each as to an undivided 50% interest

By: [Signature]
Dylan Dang, a single man

Date: 7/16/15

By: [Signature]
TY DIEM TRAN, a single ~~man~~ ^{Woman}

Date: 07/16/15

CITY OF GARDEN GROVE

APPROVED AS TO FORM OTHER THAN LEGAL
DESCRIPTION

By: _____
City Attorney

Dated: _____

APPROVED AS TO EXECUTION AND DESCRIPTION

By: _____
Right of Way Agent

Dated: _____

This is to certify that the interest in real property
conveyed by the deed or grant dated _____ from

to the City of Garden Grove, a municipal corporation,
is hereby accepted by the undersigned officer on
behalf of the Garden Grove City Council pursuant to
authority conferred by resolution of the Garden Grove
City Council adopted July 17, 1978, and the grantee
consents to recordation thereof by its duly authorized
officer.

Dated: _____

By: _____
City Clerk

Exhibit "A"
Legal Description
APN: 215-101-27

The following described real property located in the City of Garden Grove, County of Orange, State of California:

PARCEL 1:

THE WEST 130.00 FEET OF LOTS 27 AND 28 OF TRACT 1052, IN THE CITY OF GARDEN GROVE, COUNTY OF ORANGE, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 34, PAGE 9 OF MISCELLANEOUS MAPS, OFFICIAL RECORDS OF SAID COUNTY.

EXCEPT THEREFROM ALL OIL, GAS, MINERALS, AND OTHER HYDROCARBON SUBSTANCES, LYING BELOW A DEPTH OF 500 FEET, WITHOUT THE RIGHT OF SURFACE ENTRY.

PARCEL 2:

AN UNDIVIDED 2/68THS OF 21/40THS INTEREST IN LOT "A" OF TRACT 1052, COUNTY OF ORANGE, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 34, PAGE 9 OF MISCELLANEOUS MAPS, OFFICIAL RECORDS OF SAID COUNTY, TOGETHER WITH AN UNDIVIDED 1/34TH OF 21/40THS INTEREST IN AND TO THE WELL PUMPING PLANT AND EQUIPMENT LOCATED THEREON.

PARCEL 3:

AN UNDIVIDED 2/68THS OF 21/40THS INTEREST IN A RIGHT OF WAY FOR A PIPE LINE ADJOINING LAMPSON AVENUE ON THE SOUTH AND LORNA STREET ON THE EAST, AS SAID LAMPSON AVENUE AND LORNA STREET ARE SHOWN ON A MAP OF TRACT 1052, AND AN UNDIVIDED 2/68THS OF 21/40THS INTEREST IN THE PIPELINE LOCATED THEREON, THE SOUTHERLY, SOUTH-EASTERLY, AND EASTERLY LINE OF SAID RIGHT OF WAY BEING DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WEST LINE OF LOT "A" OF SAID TRACT, 3.00 FEET SOUTH OF THE NORTHWEST CORNER OF SAID LOT, THENCE WESTERLY ALONG A LINE PARALLEL TO THE NORTH LINE OF LOT 34 OF SAID TRACT, 243.46 TO A POINT; THENCE SOUTHWESTERLY TO A POINT, SAID POINT BEING 62.80 FEET NORTH OF 1.00 FOOT EAST OF THE SOUTHWEST CORNER OF SAID LOT 34; THENCE SOUTHERLY PARALLEL TO AND 1.00 FOOT EASTERLY OF THE EAST LINE OF LORNA STREET AS SHOWN ON SAID MAP OF SAID TRACT 1052, 1200.00 FEET.

End of Legal Description