

Attachment 'A'

RESOLUTION NO. 22-___

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KERMAN
ACCEPTING THE WATER MAIN EASEMENT AS PART OF
CONDITIONAL USE PERMIT NO. 2020-01 FOR JS WEST PROPANE DISTRIBUTION CENTER**

WHEREAS, J.S. West and Company, a California corporation, is the legal owner (Owner) of Assessor's Parcel Number 023-061-37S; and

WHEREAS, the Owner intends to develop a propane distribution facility on their property; and

WHEREAS, the public necessity requires an easement for water main purposes in accordance with City of Kerman policies and Conditions of Approval for the project.

WHEREAS, the Owner has offered an easement to the City of Kerman for water main purposes; and

WHEREAS, Government Code 27281 requires that deeds or grants conveying an interest in or easement upon real property to a governmental agency for public purposes shall not be accepted for recordation without the consent of the City by resolution or certificate attached to or printed on the deed.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF KERMAN HEREBY resolves as follows:

- Section 1. The foregoing recitals are true and correct and are incorporated by reference.
- Section 2. By order of the City Council the interests in real property conveyed to the City from J.S. West and Company, a California corporation, as shown on the attached Deed of Easement as Exhibit 1 is hereby accepted by the City of Kerman for public use.
- Section 3. The City of Kerman consents to the recordation of the Deed of Easement with the Fresno County Recorder's Office.
- Section 4. The City Clerk shall affix a certificate attesting to this resolution to the Deed of Easement.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Kerman held on the 26th day of October 2022, and passed at said meeting by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

The foregoing resolution is hereby approved.

Gary Yep
Mayor

ATTEST:

Marci Reyes
City Clerk

Exhibit 1

Recording Requested By:
City of Kerman
No Fee-Govt. Code Sections
6103 and 27383

When Recorded Mail to:
City Clerk
City of Kerman
850 S. Madera Ave.
Kerman, CA 93630

APN: 023-061-37S (PORTION)

SPACE ABOVE THIS LINE IS FOR THE RECORDER'S USE

DEED OF EASEMENT

J.S. West and Company, a California corporation GRANTOR, hereby GRANTS to the City of Kerman, a California municipal corporation, GRANTEE, an easement for water main purposes, over, under, across, and through that certain real property situated in the County of Fresno, State of California, described and shown as follows:

See EXHIBITS "A" and "B", which are attached hereto and made a part thereof.

J.S. West and Company, a California corporation

By:  _____

Michael D. West, President and CEO

Date: 5/20/21 _____

EXHIBIT 'A'
LEGAL DESCRIPTION

LAND REFERRED TO HEREIN IS A PORTION OF NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 13, TOWNSHIP 14 SOUTH, RANGE 17 EAST, MOUNT DIABLO BASE AND MERIDIAN, IN THE CITY OF KERMAN, COUNTY OF FRESNO, STATE OF CALIFORNIA, AND DESCRIBED AS FOLLOWS:


COMMENCING AT THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 13, THENCE ALONG THE WEST LINE OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 13, SOUTH 00°33'43" WEST, A DISTANCE OF 217.06 FEET TO THE TRUE POINT OF THE BEGINNING OF THIS DESCRIPTION.

THENCE, CONTINUING ALONG THE SAID WEST LINE SOUTH 00°33'43" WEST, A DISTANCE OF 21.65 FEET; THENCE, LEAVING THE SAID WEST LINE OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 13, NORTH 68°03'42" EAST, A DISTANCE OF 88.01 FEET TO THE EAST LINE OF PARCEL 4 OF PARCEL MAP NO. 03-01, RECORDED IN BOOK 62 OF PARCEL MAPS AT PAGE 66 OF FRESNO COUNTY RECORDS; THENCE, ALONG SAID EAST LINE OF PARCEL 4, NORTH 00°22'44" EAST, A DISTANCE OF 21.62 FEET; THENCE, LEAVING SAID EAST PARCEL LINE, SOUTH 68°03'42" WEST, A DISTANCE OF 87.94 FEET TO THE SAID WEST LINE OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 13, TO THE TRUE POINT OF THE BEGINNING.

CONTAINS AN AREA OF 1,760 SQUARE FEET, MORE OR LESS.



LEGEND

 WATER MAIN EASEMENT:
AREA - 1,760 SQUARE FEET

F.C.R. FRESNO COUNTY RECORDS

O.R.F.C. OFFICIAL RECORDS FRESNO COUNTY

M.D.B.&M. MOUNT DIABLO BASE & MERIDIAN

EXHIBIT "B"

DEL NORTE ALIGNMENT

NORTH 1/4 CORNER SECTION 13,
T. 14 S., R. 17 E., M.D.B.&M.

BASIS OF BEARINGS:

NORTH LINE OF SECTION 13, T. 14 S., R.
17 E., M.D.B.&M. IS TAKEN TO BE NORTH
89°20'52" EAST, AS SHOWN ON PARCEL
MAP NO. 03-01, REC. IN BOOK 62 OF
PARCEL MAPS AT PAGE 66, F.C.R.

PARCEL 4
OF PARCEL MAP NO. 03-01,
REC. BK. 62 OF PARCEL MAPS
AT PAGE 66, F.C.R.

WEST LINE OF THE NORTHEAST
QUARTER OF THE NORTHEAST
QUARTER OF SECTION 13,
T. 14 S., R. 17 E., M.D.B.&M.

EXISTING 20'-WIDE EASEMENT
FOR WATER MAIN PURPOSES
GRANTED TO CITY OF Kerman

SOUTHERN
PACIFIC
RAILROAD

EXISTING 15'-WIDE
STORM DRAIN AND
PUBLIC UTILITIES
EASEMENT GRANTED TO
CITY OF Kerman
DOC. NO. 100160,
O.R.F.C.

TRUE POINT OF
BEGINNING

50°33'43"W 217.06'

174.75'

20' WIDE EASEMENT
FOR WATER MAIN
PURPOSES GRANTED
TO CITY OF Kerman

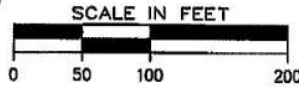
EAST LINE OF PARCEL 4
OF PARCEL MAP
NO. 03-01

POINT OF COMMENCEMENT:
NORTHWEST CORNER OF THE
NORTHEAST QUARTER OF THE
NORTHEAST QUARTER OF
SECTION 13, T. 14 S.,
R. 17 E., M.D.B.&M.

NORTHEAST CORNER
SECTION 13, T. 14 S., R.17 E.,
M.D.B.&M.

BASIS OF BEARINGS
CALIFORNIA ALIGNMENT
N89°20'52"E 2661.96'

LINE TABLE		
LINE #	LENGTH	DIRECTION
L1	21.65'	S00° 33' 43"W
L2	88.01'	N68° 03' 42"E
L3	21.82'	N00° 22' 44"E
L4	87.94'	S68° 03' 42"W



SOUTH MADERA AVE.
(STATE ROUTE 145)

3/16/2021 11:25 AM K:\GATEWAY PROJECTS\19-120 Kerman Propane Site\SURVEY\19-120 UTILITY EASEMENT FOR WATER\DWG-VANG THAO

GATEWAY ENGINEERING, INC.
CIVIL ENGINEERS | LAND SURVEYORS
P. 559-320-0344 | F. 559-320-0346 | WWW.GATEWAYENG.COM
405 PARK CREEK DRIVE, CLOVIS, CA 93611-4435

PROJECT:	WATER MAIN EASEMENT APN: 023-061-375		JOB NO.: 19-120
	DESCRIPTION: PARCEL 4 OF PARCEL MAP NO. 03-01, ACCORDING TO THE MAP THEREOF RECORDED MAY 8, 2003, IN THE CITY OF Kerman, COUNTY OF FRESNO IN BOOK 62, PAGE 66 OF MAPS, F.C.R.		DATE: 01/29/21
		SCALE: 1" = 100'	SHEET: 1 of 1