

Exemption from recording fee per Govt.  
Code §27383 and SB(2) fee per Govt. Code  
§27388.1 (a)(2)(D) executed or recorded by  
the State or any county, municipality, or other  
political subdivision of the state  
Rev. & Tax Code § 11922

RECORDING REQUESTED BY AND  
WHEN RECORDED MAIL TO:

COACHELLA VALLEY WATER DISTRICT  
Post Office Box 1058  
Coachella, California 92236

APN: 630-250-050  
TRA: 018-006  
DTT: -0-

(Space above this line is for Recorders use)

FILE: 0421.2 Haystack  
0655.

### GRANT OF EASEMENT

FOR VALUABLE CONSIDERATION, the receipt of which is hereby acknowledged **CITY OF PALM DESERT, a California municipal corporation** (“Grantor”) hereby grants to **COACHELLA VALLEY WATER DISTRICT, a public agency of the State of California** (“Grantee”), and its successors and assigns, a perpetual, nonexclusive easement and right-of-way to install, construct, enlarge, survey, reconstruct, remove and replace, operate, maintain, repair, improve and relocate underground pipeline(s) and necessary devices and appurtenances thereto (“Pipeline(s)”) in, on, over, under, along and across that certain real property in the County of Riverside, State of California, described in **Exhibit “A”** and depicted on **Exhibit “B”** attached hereto (such rights being described hereafter as the “Easement” and the area affected thereby, the “Easement Area”). The Pipeline(s) may be installed pursuant to this Easement at different times and over a period of time.

The Pipeline(s) and every part thereof shall, where it crosses Grantor’s property of which the Easement Area is a part (“Grantor’s Property”) be confined to the Easement Area and shall be constructed by Grantee with sufficient ground cover (i.e., distance between ground surface and top of Pipeline(s)) as shown on the construction plans for the Pipeline(s). The ground cover shall not be changed by any party other than Grantee. Fixtures and appurtenances used or useful in the operation of the Pipeline(s) may be constructed any distance either below or above the ground surface.

The Easement includes (a) the right to enter Grantor’s Property to survey, construct, reconstruct, lay, relay, maintain, operate, control, use and remove the Pipeline(s), fixtures, appurtenances, and to remove objects interfering with the construction, operation and maintenance thereof; and (b) a reasonable right of access across Grantor’s Property to and from the Easement Area for the purpose of exercising the rights granted herein.

Grantee shall, at Grantee’s sole cost and expense, maintain any improvements constructed or installed thereon by Grantee or associated with Grantee’s use of the Easement Area.

Grantor reserves the right to occupy and use Grantor’s Property for any purpose not inconsistent with the rights and privileges above granted and which will not interfere with or endanger the Pipeline(s) or the use thereof. Grantee shall use due care in the construction, operation and maintenance of the Pipeline(s).

Grantor expressly reserves the right to require Grantee, at the expense of Grantee, to remove and relocate all improvements placed by Grantee upon said easement area upon determination by Grantor that said improvements interfere with the future use or development of Grantor's real property, including the expansion of Portola Avenue or any bridge relating thereto.

Grantee shall indemnify and defend Grantor, its officers, employees and agents and save them harmless from any and all liability, loss, costs, or obligations on account of, or arising out of, any such injury or losses caused or claimed to be caused by the exercise of the Easement or use of the Easement Area by Grantee, however occurring, other than those caused solely by the willful or negligent acts or omissions of Grantor.

***[SIGNATURES APPEAR ON THE FOLLOWING PAGE]***

Doc. No. 050629-4-069

GRANTOR

CITY OF PALM DESERT

Date \_\_\_\_\_

By \_\_\_\_\_

Its \_\_\_\_\_

Doc. No. 050629-4-069

ENG RW-004  
(Rev. 3/21/24)

[Signature Page to Grant of Easement]

