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**MWD**

METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

OCT 13 1998

*Dawn Cain*  
EXECUTIVE SECRETARY

September 22, 1998

To: Board of Directors (Legal and Claims Committee--Action)

From: *for* General Manager

Submitted by: Gary M. Snyder  
*for* Chief Engineer

*Edward S. Meyer II*  
*Wayne Lee Fausch*

**Subject:** Resolution of Necessity Directing the General Counsel to Condemn Property Required for the Inland Feeder Project in San Bernardino County, California, identified as portions of Lots 1, 2, and 3 of Section 7, Township 1 South, Range 2 West, San Bernardino Meridian, MWD's Right-of-Way Parcel Number INFED1-27-870PEA2 and Owner's' Name: San Bernardino Valley Water Conservation District

**RECOMMENDATION**

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It is recommended that the Board of Directors adopt, by a two-thirds vote, the resolution of necessity to condemn the property described in Exhibit A and shown on Exhibit B, attached hereto, in accordance with the eminent domain law, and directing the General Counsel to commence condemnation proceedings to acquire said property.

**EXECUTIVE SUMMARY**

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Metropolitan will require permanent easements in real property owned by the San Bernardino Valley Water Conservation District as described in Exhibits A and B, attached hereto, located in San Bernardino County, California, for a portion of the Inland Feeder Project. An offer to purchase the easements as required by California Government Code section 7267.2 was made, but no agreement has been reached. Adoption of a resolution of necessity as attached is recommended to authorize the commencing of an eminent domain action to acquire the property.

**DETAILED REPORT**

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Metropolitan seeks a permanent pipeline easement and slope easement across property owned by the San Bernardino Valley Water Conservation District. The property is located in the Upper Santa Ana River Wash along the easterly line of Cone Camp Road south of Greenspot Road in the County of San Bernardino. The larger parcel contains 499 acres and is used for water spreading and mining purposes. The permanent underground pipeline portion of the permanent easement encumbers 22.79 acres and the slope portion of the permanent easement encumbers

47.05 acres. The easement is required for construction of an underground pipeline. Due to the existence of mining operations which could jeopardize the integrity of the pipeline, the slope easement is required to provide lateral and subjacent support. These easements have been appraised at a total value of \$781,015.

The property owned by San Bernardino Valley Water Conservation District is generally used for water spreading purposes. The construction and maintenance of the Inland Feeder Pipeline will be compatible with the District's water spreading activities as the construction of water diversion canals across the easement area will not be affected. In the alternative, the need for the Inland Feeder Pipeline is greater than the need to use this 250-foot wide strip of land for water spreading purposes. The District also leases portions of the property for mining of sand and gravel. Due to the potential for these mining operations to create pits as deep as 150 feet, an easement for lateral and subjacent support is also sought to ensure the stability of the ground adjacent to the pipeline. This easement requires preservation of a 3:1 slope, which is consistent with the proposed mining operations.

On September 4, 1998, a notice of intention to adopt a resolution of necessity and for an opportunity to appear and be heard before the Special Committee on Real Property Management on September 22, 1998, as to the necessity for the Project and the taking of the easements was served on the San Bernardino Valley Water Conservation District. The Eminent Domain Law requires an owner to provide a written request for a hearing within 15 days after the notice was served to be entitled to a hearing on the adoption of a resolution of necessity. The San Bernardino Valley Water Conservation District's counsel, David B. Cosgrove of the law firm of Rutan & Tucker LLP, responded and addressed the Special Committee on Real Property Management. In addition, Justin McCarthy of the law firm of Redwine & Sherrill, representing the lessee Robertson's Ready Mix, appeared and addressed the Special Committee. Attached hereto is the Summary of Hearing and Recommendation of Special Committee on Real Property Management as required by the Eminent Domain Law. The Special Committee voted to recommend approval of the resolution of necessity.

Transmitted herewith is the form of resolution declaring the necessity of the Project and the acquisition of the permanent easements described in Exhibit A and shown on Exhibit B, attached thereto, and directing the General Counsel to commence condemnation proceedings to acquire the permanent easements.

On February 9, 1993, the Board certified that the Final Environmental Impact Report for the Inland Feeder Project had been completed in compliance with the California Environmental Quality Act (CEQA) and the State Guidelines, and that it had reviewed and considered the information contained in that document. The Board's action on the subject resolution is therefore in compliance with CEQA. No further environmental documentation or review is necessary for the Board to act on this request.

ks:12051

Attachment(s)

**SUMMARY OF HEARING AND RECOMMENDATION  
OF THE SPECIAL COMMITTEE ON  
REAL PROPERTY MANAGEMENT REGARDING ADOPTION  
OF A RESOLUTION OF NECESSITY TO CONDEMN  
PROPERTY FOR THE INLAND FEEDER PROJECT**

On September 22, 1998, at the offices of The Metropolitan Water District of Southern California located at 350 South Grand Avenue, Los Angeles, California 90071, Room 311, a hearing was held by the Special Committee on Real Property Management of the Board of Directors. Committee Chairman Jerry King presided. The Committee was called to order and a quorum was present.

Senior Deputy General Counsel Lauren Brainard made the initial presentation regarding the Inland Feeder Project for which the subject property is sought to be acquired. He advised the Committee that the subject property is owned by San Bernardino Valley Water Conservation District. As a result of discussions with the Water Conservation District, the description of the easement rights had been amended and the revised version was distributed to the Committee.

Mr. Brainard reminded the Committee that the purpose of the hearing was to determine the necessity of the acquisition, and not to determine the amount of compensation to be paid. He then introduced Assistant Chief Engineer Dennis Majors to make a presentation regarding the project and the need for the subject property.

Mr. Majors identified the subject property as located within the Santa Ana River wash, in an area in which the river does not usually run. With the use of maps and aerial photographs, Mr. Majors depicted the alignment selected in the project environmental impact report. The alignment connects directly to an abandoned railroad right-of-way south of the Santa Ana River. The alignment north of the river runs mainly along a public roadway called Abbey Way.

Mr. Majors advised the Committee that alternative alignments were also considered after the adoption of the environmental impact report. These alignments included crossing the Santa Ana River to the west of the adopted alignment, and then running east along the south bank of the River. This alignment was rejected due to the erosion and scour along the south bank which is the active portion of the river wash. This erosion problem would require putting the pipeline another 15 to 20 feet deeper at substantial cost. If this westerly alignment were taken further south to avoid the river bank, it encroaches into residential areas with the impacts that would involve. In addition, this change in alignment would require additional environmental review. The estimated cost of changing to the westerly alignment is \$3-5 million higher than the selected alignment.

The staff also considered an alignment of the pipeline that crossed the Santa Ana River in a location easterly of the selected alignment. This easterly alignment would increase the length of

pipe by about two miles at an estimated cost of about \$10 million. Furthermore, the increase in elevation of the topography would reduce the flow capacity of the system from pressure flow to near cascading flow.

Mr. Majors then discussed the adopted alignment for the pipeline and the area of the subject easements. He explained that the area west of the alignment has been leased for mining to Sunwest Materials, and a portion of the subject easements and the area east of the alignment are leased to Robertson's Ready Mix. The pipeline easement is 250-feet wide, and there is a subsurface easement across 450 feet to ensure that the mining excavation is not cut at too steep a slope that would endanger the integrity of the pipeline. With the use of a cross-section diagram, Mr. Majors showed how the pipeline would exist in conjunction with the mining/water spreading pits located on both sides of the alignment. He explained that the Water Conservation District would be able to convey water across the easements to allow spreading downstream. He further stated that the width of the easements being sought was based on careful geotechnical evaluations to determine the distance required between the pipeline and top of slope to maintain the long-term integrity of the pipeline.

Mr. Majors noted that the adopted alignment provides a connection to the existing public right-of-way, which was used for railroad purposes on the south side of the river. This right-of-way continues into Opal Avenue, which is also public right-of-way.

Chairman King inquired about the haul routes for the mining operations and the effect of the easements. Mr. Majors responded that the haul routes would be accommodated. Director Mylne asked whether there was a similar slope easement west of this alignment to protect the pipeline on that side. Mr. Brainard answered that there is a need for a similar slope easement on the west side, that is located on Water Conservation District property leased to Sunwest Materials. Mr. Brainard concluded Metropolitan's presentation by advising the Committee that there are already utilities located in a portion of the easement alignment. He submitted for inclusion in the hearing record the Final Environmental Impact Report, a Preliminary Feasibility Report on the Church Street Alignment, a Seismic Deformation Analysis prepared by Dames & Moore, and a transmittal letter dated March 29, 1995 conveying the preliminary design plans to the Water Conservation District. Each of these documents have previously been provided to the Water Conservation District.

Director Morris asked why the west slope easement was not being acquired at the same time. Mr. Brainard responded that delaying the resolution of necessity until Metropolitan was ready to proceed with the west slope easement would unnecessarily delay the determination of the objections to Metropolitan's right to take the easements. Chairman King then invited the owner's representatives to make their presentation.

David Cosgrove, General Counsel for the San Bernardino Valley Water Conservation District, commenced the presentation. He introduced Burnell Cavender, the General Manager of the

Water Conservation District. Mr. Cosgrove submitted a letter and two maps of the subject area to be included in the hearing record. He further requested that the record include the Water Conservation District's comment letter on the Supplemental Environmental Impact Report for the Santa Ana River Crossing portion of the project, and all correspondence with Metropolitan regarding the project.

Mr. Cosgrove explained that the mission of the Water Conservation District is to enhance groundwater supplies by spreading water in the Bunker Hill Basin. The District's activities are funded by a groundwater charge and income from mining leases on their property. The property that is the subject of the hearing is subject to a lease that was entered into prior to Metropolitan's project and for which the lessee paid a \$5 million down payment. The permitting for this mining lease is still in the permitting process.

Mr. Cosgrove stated that the Water Conservation District objects to the taking as inconsistent with the existing public use of the property and the proposed project would unreasonably interfere with or impair that use. The public uses of the property are water spreading, leasing the property for mining; and mitigation for environmental impacts. There are existing water canals and spreading grounds located in the area of the easements. The mining leases allow for water spreading to be performed, and the areas to be mined in a manner that accommodates water spreading. The District is surveying the property for use as mitigation lands for impacts to the San Bernardino Kangaroo Rat, which has been emergency listed as an endangered species.

The Water Conservation District contends that Metropolitan's pipeline project is inconsistent with all three uses. First, ponding of water will not be allowed over the pipeline easement, and the easement has the potential for cutting off the spreading grounds to the east. Second, the preservation of the materials within the easement area means a loss of funds from mining leases. The District believes that Metropolitan's valuation of this material is too low. To the extent that these values were used in Metropolitan's estimates of cost savings of the various proposed alignments, the benefit of using the selected alignment is not as high as the \$10 million savings suggested by Mr. Majors. Furthermore, the pipeline is inconsistent with the mining operations because of the potential for the mining excavations to affect the integrity of the pipeline. Because the pipeline will be in place for hundreds of years, there is the potential for the excavation and flooding of the mining pits to undermine and damage the pipeline. Mr. Cosgrove requested that, if the resolution is adopted, an indemnity clause be inserted to protect the Water Conservation District against damage caused by the failure of the pipeline. Finally, use of the easement area for the pipeline will involve permanent impacts which will preclude its use as mitigation for the impact of the District's operations.

Mr. Cosgrove further advised the Committee that there is no need to acquire the slope easements outside of the area under lease for mining. These areas at the north and south ends of the easement encompass about 3.8 acres in total. He stated that the water supply operations of the

Water Conservation District should be given equal consideration with the operations of Metropolitan. In doing so, Metropolitan should consider alternative alignments for its project.

Mr. Cavender then addressed the Committee regarding alternative alignments for the project. He advised the Committee that there is a third alignment in addition to the two discussed in Metropolitan's presentation. This alignment travels down Orange Street west of the proposed alignment, and is located outside of the Santa Ana Woolly Star Preserve. The alignment crosses the Santa Ana River at that location and runs along the south edge of the river. His staff, who has worked with the flood control district for 26 years, does not agree that the problems with locating the pipeline in the south bank of the river are insurmountable.

Mr. Cavender stated that the Water Conservation District puts about 15,000 acre feet of water per year into the ground. This is part of the water supply for the surrounding cities. Furthermore, the sand and gravel deposits in this area are identified by the State Department of Resources as some of the best in the state, and local cities are mandated to protect those for future use.

Mr. Cavender then discussed the two alternative alignments that were mentioned by Mr. Majors. The west "Church Street" alignment would miss the environmentally sensitive areas. Although Metropolitan has concerns about the loss of capacity from using the east alignment, there are adjustments that could be made to limit the loss. Furthermore, this route would avoid environmentally sensitive areas.

Mr. Cavender concluded with three points. First, the acquisition or use of rights-of-way to the south of the Santa Ana River seem to be controlling as to the selection of the route across the Water Conservation District's property. Second, CEQA compliance is not completed because there are new cumulative impacts related to the proposed mining operations which were not addressed in the original or supplemental environmental impact reports. Third, the appraisal on which the offer was made was dated June 20, 1997, and is too old. A new offer should be made.

Director Morris inquired into the ability to use the area for mining and water spreading operations while using the land as mitigation for environmental impacts. Mr. Cosgrove answered that Woolly Star impacts had already been mitigated for mining operations, and that studies were still being performed regarding the San Bernardino Kangaroo Rat. Director Morris then asked why Metropolitan did not consider utilizing the abandoned railroad right-of-way that crosses the Water Conservation District's property as the pipeline alignment. Mr. Majors responded that the area was not considered due to the anticipated mining operations on that area.

Director Mylne asked whether the existence of the pipeline or the slope required by the easement would impair the percolation of water or the lateral movement of groundwater through the area. Mr. Majors responded that it would not impair the vertical or horizontal percolation. Mr. Cavender stated that the pipeline easement would not allow water spreading within that area, except that there would be percolation from the canals crossing the easement. Director Mylne

asked for clarification whether Metropolitan would prohibit groundwater, or only surface water, being above the level of the pipeline. Mr. Majors answered that the pipeline has been designed with the assumption that groundwater could come to the surface, and added that water conveyance facilities to cross the easement could be constructed either above or below the pipeline.

Director Peterson asked Mr. Majors what steps were being taken to mitigate for impacts to the Woolly Star area. Mr. Majors stated that mitigation was being provided for the impacts, and the cost of the mitigation was considered in the estimates for the various alignments. Director Peterson further asked about the concern in putting the pipeline along the river's edge. Mr. Majors responded that he had worked with the Army Corps of Engineers for 18 years, including work on the Seven Oaks Dam Project on the Santa Ana River. With this experience, he is familiar with how active the river is, and the fact that erosion can be as much as tens of feet in a year. It would take substantial protection measures to protect a pipeline for the long term in that area.

Director Mylne asked if the construction in the easements would be performed by open trench methods. Mr. Majors answered that tunneling was not viable due to the large boulders in the area, so open cut was the method that would be used. Director Mylne then asked if the removed soil would be replaced, and the impact to the habitat from flooding. Mr. Majors responded that restoration of the ground will be done so that the construction impacts will only be temporary, and that the flooding of the area is part of the reason why the endangered plant species grow in this area.

Director Wright asked Mr. Majors to review the reasons why Metropolitan's staff chose the proposed alignment over the east alternative alignment. Mr. Majors stated that the east alignment involved increasing the pipeline length at greater expense, and decreasing the pipeline capacity. Director Mylne asked for the findings to be included in supporting the resolution. Mr. Majors listed the following reasons for selecting the proposed alignment: The east alignment creates problems with the flow in the pipeline; the west alignment requires placing the pipeline along the river bank in an area of heavy scour; the proposed alignment crosses an undeveloped area and provides a direct connection to existing public rights-of-way.

Chairman King then invited the representative of the lessee to make a presentation. Justin McCarthy of the law firm of Redwine & Sherrill advised the Committee that he represented Robertson's Ready Mix. He noted that he had only received the revised description of the easement rights immediately prior to the hearing. He stated that the subject property is already under condemnation by three flood control districts for mining purposes and the property is currently being mined for the Seven Oaks Dam. The acquisition of the easements by Metropolitan will substantially put his client out of business on this property because the remainder will not be economically viable for mining, however, it is not clear whether the subsurface easement will prohibit or limit mining. Finally, no purchase offer has been made to his client despite its substantial investment in the property.

Chairman King invited Mr. Majors to respond to the points raised by Mr. McCarthy. Mr. Majors stated that mining is allowed over the subsurface easement which only requires that a 3:1 slope be maintained in the excavation. Mr. Brainard responded that the change in the easement rights did not involve a change in the land being affected. He also responded to points made earlier by stating that the mining is not a public use and the concerns about the interference with mining were related to the amount of compensation due for the acquisition. Furthermore, CEQA has been fully complied with on this project. Finally, the purchase offer was made in January, 1998, and was within a reasonable time after the appraisal.

Director Mylne made a motion to recommend adoption of the resolution of necessity, which was seconded by Director Miller. The motion was unanimously approved by the Committee.

**RESOLUTION 8614****A RESOLUTION OF THE BOARD OF DIRECTORS OF  
THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA  
DIRECTING THE CONDEMNATION OF CERTAIN PROPERTY  
SITUATED IN THE COUNTY OF SAN BERNARDINO  
(INLAND FEEDER PROJECT)**

BE IT RESOLVED by the Board of Directors of The Metropolitan Water District of Southern California (the "District").

Section 1. The District's Board hereby finds and determines that the public interest and necessity require, for public use, the construction, operation and maintenance of water conveyance facilities ("Inland Feeder Project") in the County of San Bernardino for the transportation and distribution of water for use within the District's boundaries and that certain properties situated in the County of San Bernardino are necessary therefor.

Section 2. The permanent easements to be acquired for the public use set forth in section 1, above, consist of the parcels of land described in Exhibit A attached hereto and incorporated herein by reference and shown on Exhibit B attached hereto and incorporated herein by reference.

Section 3. The District's Board hereby declares its intention to acquire the permanent easements described in Exhibits A and B attached, by proceedings in eminent domain as authorized by the Metropolitan Water District Act (Stats. 1969, Ch. 209, as amended).

Section 4. The District's Board hereby finds and determines that the proposed Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury.

Section 5. The District's Board hereby finds and determines that the permanent easements described in Exhibits A and B attached hereto are necessary for the proposed Project.

Section 6. The District's Board finds and determines that pursuant to Section 1240.510, *et seq.* of the California Code of Civil Procedure, the public use for which the District is acquiring the easement will not unreasonably interfere with or impair the continuance of the public use for which the property is now appropriated as such use now exists or may reasonably be expected to exist in the future.

Section 7. The District's Board finds and determines that, pursuant to Section 1240.610 *et seq.* of the California Code of Civil Procedure, the public use for which the District is acquiring the permanent easement is a more necessary public use than the use to which the property is appropriated.

Section 8. The District's Board hereby finds and determines that the offer required by Government Code section 7267.2 has been made to the owner of record of the property described in Exhibits A and B, attached hereto.

Section 9. The District's General Counsel is hereby directed to commence proceedings in the Superior Court of California, for the purpose of condemning and acquiring the permanent easements described in Exhibits A and B attached hereto, and to take such steps as may be necessary to secure an order of court permitting the District to take possession of the easements described in Exhibits A and B attached hereto for the uses and purposes herein described. He is authorized to take such actions and steps as he deems necessary in connection with such proceedings, including the amending of the complaint to reduce the extent of the easements to be acquired so as to reduce the compensation payable in the action where such change could not substantially impair the construction and operation of the said public works, and to incur expenses necessary and incidental to the action.

I HEREBY CERTIFY that the foregoing resolution was adopted at the meeting of the Board of Directors of The Metropolitan Water District of Southern California held the 13th day of October, 1998, by vote of two-thirds of all its members, and I further certify that the foregoing is a full, true and correct copy of the resolution.

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Executive Secretary  
The Metropolitan Water District of  
Southern California

## EXHIBIT A

INFED1-27-870PEA2  
(Permanent Easements)  
San Bernardino Valley  
Water Conservation District

### Parcel A -- Pipeline Easement

A permanent easement to construct, reconstruct, maintain, operate, enlarge, remove, and replace a line or lines of pipe at any time and from time to time, for water transportation, with every appendage or structure necessary or convenient to be installed at any time in connection therewith, within the property described herein as Parcel A of Parcel INFED1-27-870PEA2 and shown on Exhibit B attached hereto and incorporated herein by reference.

This easement is subject to the following conditions:

1. This easement is subject to the rights of San Bernardino Valley Water Conservation District to make use of the surface of the easement area for ditches, canals, or similar water conveyance facilities for the transfer of water.
2. Except for the water conveyance facilities constructed by San Bernardino Valley Water Conservation District, no change to the existing grade or other modification of the topography of the easement area which affects the depth of cover over or weight of cover on the pipeline(s) shall be made without the prior written consent of The Metropolitan Water District of Southern California, which consent shall not be unreasonably withheld.
3. Except for the water conveyance facilities constructed by San Bernardino Valley Water Conservation District and any roads constructed at existing grade, no building, wall, or other permanent structure shall be constructed or maintained within the easement area without the prior written consent of The Metropolitan Water District of Southern California, which consent shall not be unreasonably withheld.
4. No trees shall be planted within 15 feet of the centerline of any line or lines of pipe constructed within the easement area. Trees shall be permitted to be planted and maintained on the remaining portion of easement area; provided, however, if The Metropolitan Water District of Southern California should require use of the remaining portion of the easement area for replacement or relocation of its pipeline(s), or for a future pipeline, any such trees shall be removed by Owner and no trees shall be replanted within 15 feet of the centerline of the replaced, relocated, or future pipeline.

5. The Metropolitan Water District of Southern California shall not interfere with reasonable access over and across the easement area during the term of this easement.

#### Parcel B -- Easement for Lateral and Subjacent Support

A permanent easement to provide lateral and subjacent support for a line or lines of pipe for water transportation located within the permanent pipeline easement area described as Parcel A, above, acquired concurrently and contiguous with this easement. The easement granted herein is over, across and within the property described as Parcel B of Parcel INFED1-27-870PEA2 and shown on Exhibit B attached hereto and incorporated herein by reference. Subject to the right of San Bernardino Valley Water Conservation District to construct and maintain ditches, canals, or similar water conveyance facilities for the transfer of water, and subject to the construction and maintenance of roads at existing grade, no grading, excavation or earth movement of any kind shall be permitted or performed within the area of this easement.

Attachment to 8-11  
 Engineering Division  
 September 22, 1998  
 Page 1 of 3

EXHIBIT A

INFED1-27-870PEA2  
 (Permanent Easement)  
 San Bernardino Valley  
 Water Conservation District

Those certain parcels of land hereinafter designated Parcels "A" and "B", in Section 7, Township 1 South, Range 2 West, San Bernardino Meridian, in the County of San Bernardino, State of California, described as follows:

PARCEL A

The westerly 250 feet of Lots 1, 2 and 3 of said Section 7.

All as shown on Exhibit "B", attached hereto and made a part hereof.

PARCEL B

The easterly 450 feet of the westerly 700 feet of Lots 1, 2, and 3 of said Section 7.

EXCEPTING from said easterly 450 feet that portion lying above a plane that begins on the west line of said easterly 450 feet and slopes downward at a uniform ratio of 3 foot horizontal to 1 foot vertical (3:1) at right angles from the existing ground elevation along said west line of said easterly 450 feet. All as shown on Exhibit "B" attached hereto and made a part hereof.

PREPARED UNDER MY SUPERVISION

\_\_\_\_\_  
 Peter G. Wiseman P.L.S. 6241

\_\_\_\_\_  
 Date



43240

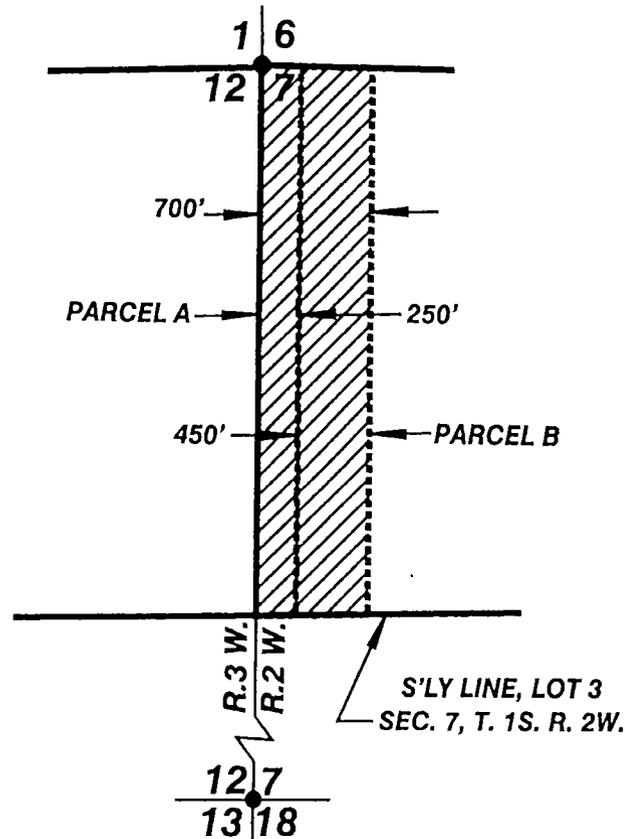
**EXHIBIT B**  
 POR. SEC. 7, T. 1 S., R. 2 W., S.B.M.  
 COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA  
 THIS EXHIBIT IS TO BE ATTACHED TO THE LEGAL DESCRIPTION

PLAN VIEW

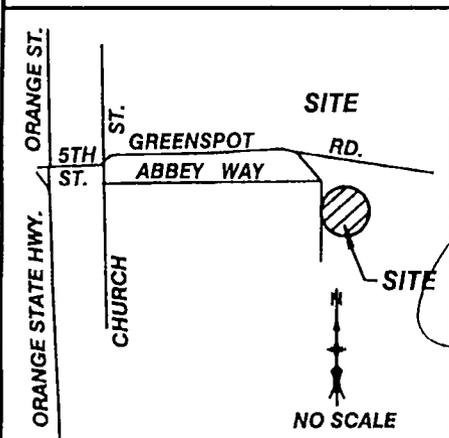
LEGEND



INFED1-27-870PEA2  
 PARCEL A: 22.805  
 PARCEL B: 41.048 3:1 SLOPE (HORIZ. AREA)  
 TOTAL AREA: 63.853



VICINITY MAP



PREPARED UNDER  
 MY SUPERVISION

*[Signature]*  
 Peter G. Wiseman P.L.S. 6241

DATE 9/11/98



THE METROPOLITAN WATER DISTRICT  
 OF SOUTHERN CALIFORNIA

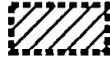
INLAND FEEDER  
**PERMANENT EASEMENT**  
 SAN BERNARDINO VALLEY  
 WATER CONSERVATION DISTRICT  
 TO  
 MWD  
 INFED1-27-870PEA2

43240

### EXHIBIT B

POR. SEC. 7, T. 1 S., R. 2 W., S.B.M.  
COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA  
THIS EXHIBIT IS TO BE ATTACHED TO THE LEGAL DESCRIPTION

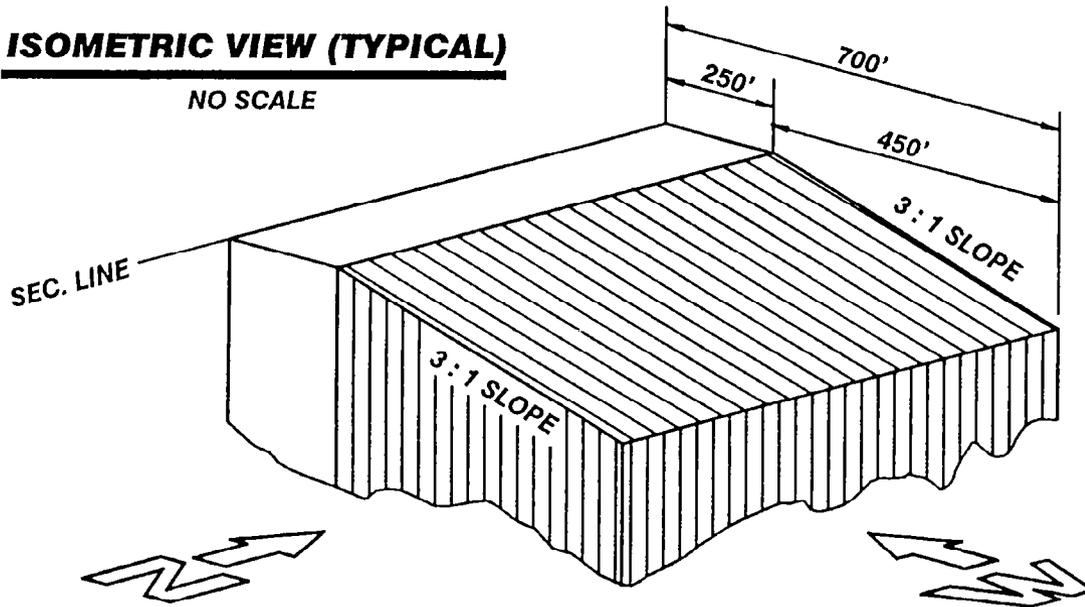
#### LEGEND



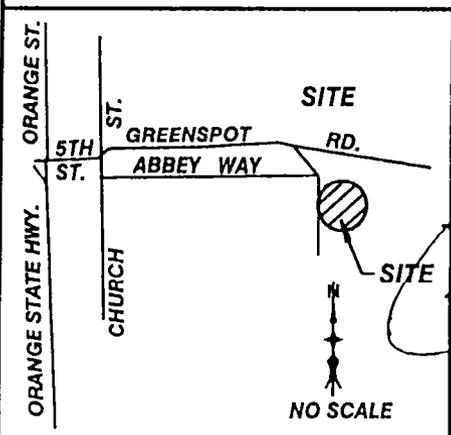
PARCEL B : INFED1-27-870PEA2  
450' WIDE PERMANENT EASEMENT

#### ISOMETRIC VIEW (TYPICAL)

NO SCALE



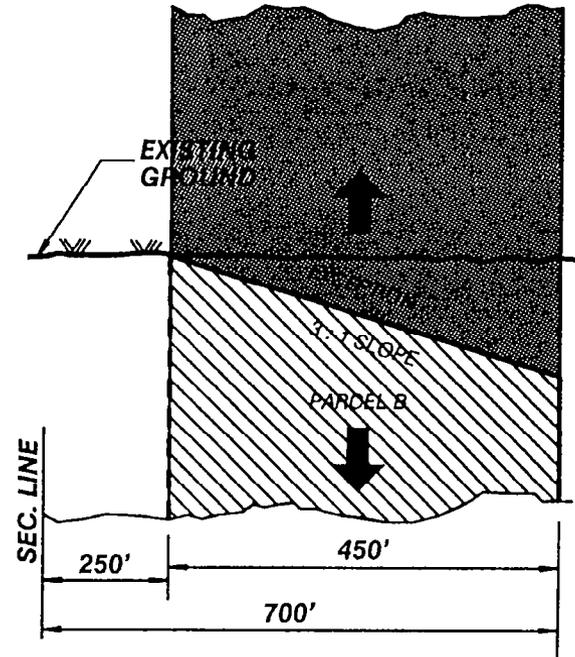
#### VICINITY MAP



PREPARED UNDER  
MY SUPERVISION

*Peter G. Wiseman*  
Peter G. Wiseman P.L.S. 6241

DATE 9/4/98



#### END VIEW - LOOKING NORTH

NO SCALE

THE METROPOLITAN WATER DISTRICT  
OF SOUTHERN CALIFORNIA

INLAND FEEDER  
**PERMANENT EASEMENT**  
SAN BERNARDINO VALLEY  
WATER CONSERVATION DISTRICT  
TO  
MWD  
INFED1-27-870PEA2