

RESOLUTION NO. 198915

WHEREAS, a certain general utility easement was dedicated in Lot 1 of Berlau Subdivision, according to Map thereof No. 3125, filed September 1, 1954, in the office of the San Diego County Recorder; and

WHEREAS, the owner of the property has requested that the City vacate its interest in said easement to him to allow better utilization of the land; and

WHEREAS, said general utility easement has never been used for the purpose for which it was dedicated since the date of filing of said subdivision map to the present time and more than one (1) year has elapsed; and

WHEREAS, a fee of Thirty-Five Dollars (\$35.00) has been collected to cover the processing of this request; and

WHEREAS, said easement as hereinafter described is unnecessary for present or prospective public use by the City, and the City Manager recommends that the City vacate said general utility easement; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, as follows:

That, pursuant to Section 50443 of the Government Code of the State of California, the general utility easement more particularly described hereinafter is hereby vacated:

An easement and right of way for general utility purposes affecting the easterly 4.00 feet of Lot 1, Berlau Subdivision, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 3125, filed September 1, 1954, in the office of the San Diego County Recorder.

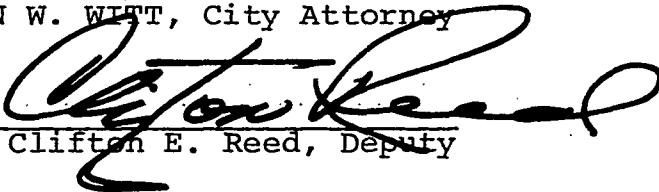
EXCEPTING the southerly 10.00 feet thereof.

That from and after the date of this order of vacation, title to the land previously subject to said easement shall revert to the owner of the land free from the rights of the public.

BE IT FURTHER RESOLVED, that the City Clerk of said City be, and he is hereby authorized and directed to deliver a certified copy of this resolution to the Property Director for further handling.

APPROVED: JOHN W. WITT, City Attorney

By

  
Clifton E. Reed, Deputy

rb/l-7-70  
Job: 7674 MFR

Passed and adopted by the Council of The City of San Diego on JAN 20 1970,  
by the following vote:

RECEIVED  
CITY CLERK'S OFFICE  
1970 JAN 14 PM 12:24  
SAN DIEGO, CALIF.

Councilmen	Yeas	Nays	Excused	Absent
Helen Cobb	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sam T. Loftin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Landt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Martinet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Allen Hitch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Schaefer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Frank Curran	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

FRANK CURRAN  
Mayor of The City of San Diego, California.

JOHN LOCKWOOD  
City Clerk of The City of San Diego, California.

(Seal)

By Elfa J. Hamel, Deputy.  
*EH*

Office of the City Clerk, San Diego, California	
Resolution Number <u>198915</u>	Adopted <u>JAN 20 1970</u>