

10689

SEP 21 1971

ORDINANCE NO. _____
(New Series)

AN ORDINANCE SETTING ASIDE AND DEDICATING CERTAIN PORTIONS OF LANDS IN THE CITY OF SAN DIEGO, CALIFORNIA, FOR A PUBLIC PARK, AND NAMING SAID PARK "MARTIN LUTHER KING, JR. MEMORIAL PARK."

WHEREAS, The City of San Diego is the owner of certain lands in the City of San Diego; and

WHEREAS, it is the desire of the people of the City of San Diego to set aside and dedicate forever portions of said lands, hereinafter described, for public use and enjoyment as and for a public park to be used by all the public for recreational purposes; NOW, THEREFORE,

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

Section 1. That the hereinafter described real property be, and the same is hereby set aside and dedicated in perpetuity as a public park to be used by all the public for recreational purposes.

Section 2. That the hereinafter described real property be, and the same is hereby named "Martin Luther King, Jr. Memorial Park."

Section 3. That the real property so dedicated and named is described as follows:

MICROFILMED
APR 28 1978

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Parcel 1:

The Northerly 330.00 feet of the Easterly 395.00 feet of Lot C of Encanto, according to Map thereof No. 749, filed in the Office of the County Recorder of San Diego County on May 6, 1893, except the Northerly 10.00 feet thereof; and the Southerly 330.00 feet of the Easterly 540.00 feet of said Lot C.

Parcel 2:

The Westerly 330.00 feet of Lot D of Encanto, according to Map thereof No. 749, filed in the Office of the County Recorder of San Diego County on May 6, 1893, except the Northerly 10.00 feet thereof; and that portion of the Easterly 330.00 feet of said Lot D, described as follows:

Beginning at the Southeasterly corner of said Lot D; thence Westerly along the Southerly line of said Lot D, 331.00 feet (Record 330.00 feet) to the Southeasterly corner of said Westerly 330.00 feet of Lot D; thence North $00^{\circ} 21' 00''$ West along the Easterly line of said Westerly 330.00 feet of Lot D, 364.20 feet; thence South $78^{\circ} 49' 30''$ East (Record South $77^{\circ} 50' 55''$ East) 337.37 feet (Record 332.51 feet) to a point in the Easterly line of said Lot D, said point being distant North $00^{\circ} 21' 00''$ West, 298.79 feet from the Point of Beginning; thence South $00^{\circ} 21' 00''$ East, 298.79 feet to the Point of Beginning.

EXCEPTING and RESERVING a strip of land 5.00 feet in width for road purposes along the Easterly boundary of said land.

Parcel 3:

All of Lots 27 and 28 of Encanto, according to Map thereof No. 749, filed in the Office of the County Recorder of San Diego County on May 6, 1893.

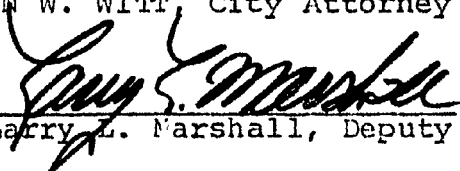
EXCEPTING and RESERVING a strip of land 5.00 feet in width for road purposes along the Easterly boundary of Lot 28.

Section 4. That the City Clerk of said City be, and he is hereby directed to file for record in the office of the Recorder of the County of San Diego, State of California, a certified copy of this ordinance.

Section 5. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: JOHN W. WITT, City Attorney

By


Larry L. Marshall, Deputy

LLM:vl

8-10-71

Job: 8557

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APR 28 1978

10689

Passed and adopted by the Council of The City of San Diego on **SEP 21 1971**,
 by the following vote:

RECEIVED
 CITY CLERK'S OFFICE
 1971 SEP -1 AM 10:20
 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 type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" 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 type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" 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.
EDWARD NIELSEN
~~JOHN LOCKWOOD~~
 City Clerk of The City of San Diego, California.
 By *LaVerne E. Miller*, Deputy.

(Seal)

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

SEP 7 1971, and on **SEP 21 1971**

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

EDWARD NIELSEN
~~JOHN LOCKWOOD~~
 City Clerk of The City of San Diego, California.
 By *LaVerne E. Miller*, Deputy.

(Seal)

| | |
|---|----------------------------|
| Office of the City Clerk, San Diego, California | |
| Ordinance Number 10689 | Adopted SEP 21 1971 |

FORM CC-1255-A (1-70)

MICROFILMED
 APR 28 1978

00373

ATTORNEY (S)

RECEIVED
CITY CLERK'S OFFICE

1971 OCT 22 AM 8:20

SAN DIEGO, CALIF.

* City of San Diego
202 "C" Street
Community Concourse
San Diego, California 92101

CERTIFICATE OF PUBLICATION

No.

IN THE MATTER OF

MARTIN LUTHER KING, JR. MEMORIAL PARK

ORDINANCE NO. 10689
(NEW SERIES)

AN ORDINANCE SETTING ASIDE AND DEDICATING CERTAIN PORTIONS OF LANDS IN THE CITY OF SAN DIEGO, CALIFORNIA, FOR A PUBLIC PARK AND NAMING SAID PARK MARTIN LUTHER KING, JR. MEMORIAL PARK.

WHEREAS, the City of San Diego has certain lands in the City of San Diego and the desire of the City of San Diego to set aside and dedicate certain portions of said lands hereinafter described for public use and enjoyment as and for recreational purposes; NOW, ORDAINED BY THE COUNCIL OF THE CITY OF SAN DIEGO, AS FOLLOWS:

That the hereinafter described property be, and the same be and is dedicated, in whole or in part, to be used for public recreational purposes; and that the hereinafter described property be, and the same be and is named, Martin Luther King, Jr. Memorial Park.

That the real property so described and named is described as follows:

Northerly 330.00 feet of the easterly 330.00 feet of Lot C of Block 749 according to Map thereof filed in the Office of the County Recorder of San Diego County, California, May 6, 1893, except the northerly 100.00 feet thereof and the southerly 330.00 feet of the easterly 330.00 feet of said Lot C.

The westerly 330.00 feet of Lot D of Block 749 according to Map thereof No. 749 filed in the Office of the County Recorder of San Diego County, California, May 6, 1893, except the northerly 10.00 feet thereof and that portion of the easterly 330.00 feet of said Lot D described as follows: Beginning at the southeasterly corner of said Lot D; thence Westerly along the southerly line of said Lot D 334.00 feet (Record 330.00 feet) to the southeasterly corner of said Lot D; thence North 00° 21' 00" West along the easterly line of said Lot D 330.00 feet of Lot D; thence South 78° 49' 50" East (Record South 77° 50' 58" East) 357.37 feet (Record 332.01 feet) to a point in the southerly line of said Lot D; said point being distant North 00° 21' 00" West 358.70 feet from the Point of Beginning; thence South 00° 21' 00" East 198.78 feet to the Point of Beginning.

EXCEPTING and RESERVING a 100.00 foot wide strip in the easterly

I, Patricia M. Applestill hereby certify that The Daily Transcript is a daily newspaper of general circulation within the provisions of the Government Code of the State of California, printed and published in the City of San Diego, County of San Diego, State of California; that I am the principal clerk of said newspaper; that the

ORDINANCE NO. 10689 (NEW SERIES)

is a true and correct copy of which this certificate is annexed was published in said newspaper on

September 30, 1971

I certify under penalty of perjury that the foregoing is true and correct, at San Diego, California, on

September 30, 1971

Patricia M. Applestill
(Signature)

00374

11 3/4"

\$ 49.35

All of Lots 27 and 28 of Encanto according to Map thereof No. 748, filed in the Office of the County Recorder of San Diego County on May 6, 1893, EXCEPTING and RESERVING a strip of land 5.00 feet in width for road purposes along the Easterly boundary of Lot 28.

Section 2. That the City Clerk of said City be and he is hereby directed to file for record in the office of the Recorder of the County of San Diego, State of California, a certified copy of this ordinance.

Section 3. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

Passed and adopted by the Council of the City of San Diego on September 21, 1871, by the following vote:

YEAS: Cobb, Loftin, Williams, Morrow, Martin, Schaefer, Curran.

NAYS: None.

ABSENT: Land, Hitch.

AUTHENTICATED BY:

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

EDWARD NIELSEN
City Clerk of The City of
San Diego, California.

By L.A. VERNE E. MILLER
Deputy.

(Seal)

I HEREBY CERTIFY that the above ordinance was not finally passed within twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to-wit: September 7, 1871, and on September 21, 1871.

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

EDWARD NIELSEN
City Clerk of The City of
San Diego, California.

By L.A. VERNE E. MILLER
Deputy.

(Seal)

Published Sept. 30, 1871. K-950