

RESCINDED BY R-204499, 12/21/71

RESOLUTION NO. 201617 JAN 12 1971

WHEREAS, The City of San Diego heretofore entered into an agreement with AUGUSTINE AND BRYANS, a partnership, 2055 Third Avenue, San Diego, California, and CHARLES E. SMITH and ROBERT A. WARD, SR., to construct certain improvements in DARLENE SUBDIVISION, which agreement is filed in the office of the City Clerk as Document No. 695645; and

WHEREAS, in connection with the performance of said agreement, Performance Bond No. 394145 was issued by Royal Indemnity Company; and

WHEREAS, subdivider has not complied with the terms and provisions of said agreement; NOW, THEREFORE,

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

1. AUGUSTINE AND BRYANS, a partnership, and CHARLES E. SMITH and ROBERT A. WARD, SR. are hereby DECLARED TO BE IN DEFAULT of the terms and conditions of the agreement filed in the office of the City Clerk as Document No. 695645 on February 4, 1966, relating to the improvement of DARLENE SUBDIVISION.

2. The City Attorney shall cause notice of this declaration of default to be given to the said AUGUSTINE AND BRYANS, and CHARLES E. SMITH and ROBERT A. WARD, SR., and to the said

Royal Indemnity Company.

3. The City Manager is authorized to complete, or cause to be completed, said public work and improvements in accordance with the terms of said agreement.

BE IT FURTHER RESOLVED, that the City Clerk is hereby directed to forward a certified copy of this resolution to the County Recorder.

APPROVED: JOHN W. WITT, City Attorney

By Frederick Conrad  
Frederick C. Conrad, Deputy

FCC:pn  
1-5-71

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201617

JAN 12 1971

Passed and adopted by the Council of The City of San Diego on JAN 12 1971,  
by the following vote:

RECEIVED  
CITY CLERK'S OFFICE  
16-7-71  
12:09 PM

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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. *re*

Office of the City Clerk, San Diego, California

Resolution Number 201617 Adopted JAN 12 1971