

RESOLUTION NO. 203876

OCT 5 1971

VACATION OF CLAYTON STREET

BE IT RESOLVED, by the Council of The City of San Diego, California, that

CLAYTON STREET between Kurtz Street and Hancock Street,

as more particularly referred to in Resolution of Intention No. 203668 is unnecessary for present or prospective public street purposes.

BE IT FURTHER RESOLVED, that the public interest, convenience and necessity of said City requires the reservation of certain public easement(s), as more particularly referred to in Resolution of Intention No. 203668.

BE IT FURTHER RESOLVED, that CLAYTON STREET between Kurtz Street and Hancock Street,

as more particularly shown on Map No. 12601-B on file in the office of the City Clerk as Document No. 737277, which said map is attached hereto ~~marked Exhibit A~~ and made a part hereof, be, and the same is hereby vacated.

BE IT FURTHER RESOLVED, that The City of San Diego reserves and excepts from the foregoing vacation the permanent easement(s) as more particularly shown on Map No. 12601-B, on file in the office of the City Clerk as Document No. 737277, and as more particularly described hereinafter:

Reserving and excepting to The City of San Diego the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating sewer facilities and all necessary and proper fixtures and equipment for use in connection therewith, through, over, under, upon, along and across the hereinafter described easement, together with the right of ingress thereto and egress therefrom, together with the right to maintain the said easement free and clear of any excavation or fills, the erection or construction of any building or other structures, the planting of any tree or trees thereon, or the drilling or digging of any well or wells thereon, together with the right to otherwise protect from all hazards the operation and use of any right hereby reserved. Upon written permission of the City of the right to utilize the said easement herein, the owners of the underlying fee may utilize the above described parcel of land for structures, the planting or growing of trees or the installation of privately owned pipelines.

The easement reserved herein is in, under, over, upon, along and across the following described property:

All that portion of Clayton Street as vacated, as established according to the map of Middletown according to Partition Map thereof made by J. E. Jackson, on file in the office of the County Clerk of San Diego County, lying 7.50 feet on each side of the following described centerline:

Beginning at the most westerly corner of Lot 1, Block 182 of said Middletown; thence Northwesterly along the Northwesterly prolongation of the Southwesterly line of Block 182, a distance of 21.00 feet to the TRUE POINT OF BEGINNING of the herein described centerline; thence deflecting 90°00'00" to the right a distance of 169.00 feet to a point; thence deflecting 43°09'20" to the left to a point, said point being the intersection of said centerline with the Northwesterly prolongation of the Northeasterly line of Block 182, and also being the point of termination of the herein described centerline.

The side lines of the above described easement shall be lengthened and/or shortened so as to terminate in the boundaries of the above described land.

BE IT FURTHER RESOLVED, that the City Clerk shall cause a certified copy of this resolution, including the attached Exhibit A, attested by him under seal, to be recorded in the office of the County Recorder.

203876

Approved as to form and legality

this day of, 19....

JOHN W. WITT, City Attorney

By *C. Dean Sampson*
Deputy City Attorney

Passed and adopted by the Council of The City of San Diego on OCT 5 1971,
by the following vote:

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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Allen Hitch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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.

~~EDWARD NIELSEN~~

City Clerk of The City of San Diego, California.

(Seal)

By *Judith A. Dillon*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number 203876 Adopted OCT 5 1971