

DEC 21 1971

RESOLUTION NO. 204479

WHEREAS, The City of San Diego heretofore entered into an agreement with AUGUSTINE AND BRYANS, a partnership, CHARLES E. SMITH, and ROBERT A. WARD, SR., "Subdivider," 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, the work required under said agreement has not been done; and

WHEREAS, Resolution No. 201617 defaulting Subdivider was passed by the City Council on January 12, 1971; and

WHEREAS, since the date said resolution was adopted, the State of California has acquired most of the subject property to be used for improvements in connection with Freeway Route 805; and

WHEREAS, due to such acquisition by the State, it is not now possible or practical to construct these improvements;
NOW, THEREFORE,

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

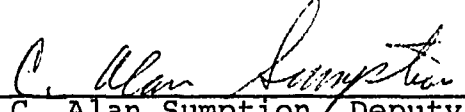
1. That Subdivider is hereby released from any
further obligations and said agreement on file in the office
of the City Clerk as Document No. 695645 is hereby terminated.

2. That Bond No. 394145 issued by Royal Indemnity
Company is hereby released.

BE IT FURTHER RESOLVED, that Resolution No. 201617
declaring Subdivider in default be, and it is hereby rescinded.

APPROVED: JOHN W. WITT, City Attorney

By


C. Alan Sumption, Deputy

cav
12/14/71

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Passed and adopted by the Council of The City of San Diego on _____
by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<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"/>
Jim Bates	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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1971 DEC 15 PM 12:12
SAN DIEGO, CALIF.

AUTHENTICATED BY:

PETE WILSON

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 204479 Adopted DEC 21 1971
eh