

RESOLUTION NO. 205079

MAR 7 1972

WHEREAS, Section 1930 of the Streets and Highways Code provides a procedure for the summary vacation of streets by city council resolution where that portion to be vacated has been superseded by relocation; and

WHEREAS, that portion of the ALLEY IN BLOCK 10, UNIVERSITY HEIGHTS, Map No. 558, adjacent to Lots 16, 17, 18, 20 and 21 has been relocated through the approval and dedication on this date of alley right-of-way as more particularly shown on Drawing No. 12667-1-B, on file in the office of the City Clerk as Document No. 739234; and

WHEREAS, those properties adjoining that portion of the alley to be vacated will continue to have access or will be accessible by the alternate route dedicated on this date; NOW, THEREFORE,

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

1. That the ALLEY IN BLOCK 10, UNIVERSITY HEIGHTS, Map No. 558, adjacent to Lots 16, 17, 18, 20 and 21, as more particularly shown on Drawing No. 12742-B, on file in the office of the City Clerk as Document No. 739235, which drawing is attached hereto and made a part hereof be, and the same is hereby vacated.
2. That The City of San Diego reserves and excepts from the foregoing vacation the permanent easement as more particularly

shown on Drawing No. 12742-B, on file in the office of the City Clerk as Document No. 739235, 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 real property situated in the City of San Diego, County of San Diego, State of California, described as follows:

Parcel C of Parcel Map No. 281, filed in the office of the County Recorder of San Diego County July 13, 1970 as File No. 122234, said Parcel C being a portion of Lots 20 and 21 of Block 10, University Heights, Map No. 558, on file in the office of the County Recorder of San Diego County, together with that portion of that certain right-of-way for alley purposes adjoining Lots 16, 17, 20 and 21, Block 10, of said map of University Heights, more particularly described as follows:

A strip of land 15.00 feet wide lying 7.50 feet on each side of the following described centerline:

Commencing at the most southerly corner of Parcel D, of said Parcel Map No. 281; thence North 07° 59' 40" West, 7.50 feet to the TRUE POINT OF BEGINNING; thence South 82° 00' 20" West to a point on said centerline that is 2.50 feet Easterly of the Easterly line of said Lot 17, thence retracing said last described line North 82° 00' 20" East to a point on said centerline that is distant thereon South 82° 00' 20" East, 36.00 feet from said TRUE POINT OF BEGINNING; thence North 00° 21' 00" East, 26.43 feet to a point on the northerly line of that parcel of land being vacated by this document, said point being also the point of termination of the herein-described centerline.

3. That the City Clerk shall cause a certified copy of this resolution, with drawings, attested by him under seal, to be recorded in the office of the County Recorder.

APPROVED: JOHN W. WITT, City Attorney

By C. Alan Sumption
C. Alan Sumption, Deputy

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2/29/72

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Passed and adopted by the Council of The City of San Diego on MAR 7 1972,
 by the following vote:

RECEIVED
 CITY CLERK'S OFFICE
 1972 MAR -1 AM 11:21
 SAN DIEGO, CALIF.

| 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 type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" 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 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 type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

AUTHENTICATED BY:

PETE WILSON
 Mayor of The City of San Diego, California.

(Seal)

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

By Judith A. Diller, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number 205079 Adopted MAR 7 1972

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