

RESOLUTION NO. 206377

AUG 29 1972

WHEREAS, a certain water easement affecting a portion of Pueblo Lot 1118 and Villa Lot 2 of University Heights was acquired at no cost to the City by two deeds dated March 17, 1924 and April 8, 1924, both of which are on file in the office of the San Diego County Recorder; and

WHEREAS, the owner of the property has requested that the City vacate its interest in said easement to allow better utilization of the land; and

WHEREAS, said water easement has never been used for the purpose for which it was acquired since the date of said deeds to the present time, and more than one year has elapsed; and

WHEREAS, a fee of ninety dollars (\$90.00) has been collected to cover the processing of this request; and

WHEREAS, said easement as hereinafter described is unnecessary for present and prospective public use by the City and the City Manager recommends that the City vacate said water easement; NOW, THEREFORE,

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

That, pursuant to Section 50443 of the Government Code of The State of California, the water easement more particularly described in the legal description attached hereto as Exhibit A is hereby vacated.

That from and after the date of this order of vacation title to the land previously subject to said easement shall revert to the owner of the land free from the rights of the public.

BE IT FURTHER RESOLVED, that the City Clerk of said City be and he is hereby authorized and directed to cause a certified copy of this resolution, attested by him under seal to be recorded in the office of the Recorder of said County of San Diego, and to transmit a copy of the recorded document to the Property Director of The City of San Diego.

APPROVED: JOHN W. WITT, City Attorney

By H. Valderhaug
Harold Valderhaug, Deputy

HOV:rp
8/18/72
Job 9687-C
R.A.OLOW

206377

LEGAL DESCRIPTION

1. All that certain 3.00 foot wide water easement in Pueblo Lot 1118 of the Pueblo Lands of San Diego, according to Map thereof made by James Pascoe in 1870, a copy of which Map was filed in the Office of the County Recorder of said County of San Diego, November 14, 1921, as Miscellaneous Map No. 36, as described in deed to the City of San Diego dated April 8, 1924, recorded April 22, 1924 in Book 994 Page 348 of Deeds in the Office of said County Recorder lying between the westerly prolongation of the Southerly line of Villa Lot 2, University Heights Amended Map of G. A. d'Hemecourt according to S.C.C. 12456 and the Southeasterly line of Camino Del Rio South as established and dedicated on the date of this document.
2. All that certain 3.00 foot wide water easement in Villa Lot 2 of University Heights according to the Map thereof No. 1011 filed in the Office of said County Recorder as described in deed to the City of San Diego dated March 17, 1924, recorded April 22, 1924 in Book 996, Page 45 of Deeds in the Office of said County Recorder.

EXHIBIT A.

206377

Job: 9687/Dwg. 12931-B/Water Esmt. Vac./OLW/MRS:js/8/11/72

Passed and adopted by the Council of The City of San Diego on AUG 29 1972,
 by the following vote:

RECEIVED
 CITY CLERK'S OFFICE
 1972 AUG 23 PM 12:27
 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>

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 *Edward Nielsen*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number 206372 Adopted AUG 29 1972
eh