

RESOLUTION NO. 206476

SEP 12 1972

WHEREAS, The City of San Diego is the owner of an easement for water line purposes affecting Lots 56 and 57 of Pacific Highlands Unit No. 2, according to Map thereof No. 5553, filed in the office of the San Diego County Recorder on April 2, 1965; and

WHEREAS, the owners of said Lots 56 and 57 of Pacific Highlands Unit No. 2 have requested that the City quitclaim to them all of the City's interest in said property; and

WHEREAS, said easement was acquired at no cost to the public by the filing of the subdivision map on April 2, 1965; and

WHEREAS, new water mains were constructed in 1971 in the street rights of way dedicated on the map of La Jolla Alta Unit No. 1, and now serve the applicant's property; and

WHEREAS, the easement to be quitclaimed is no longer necessary, and the water main was cut and plugged on both ends on February 13, 1971; and

WHEREAS, the City desires to negotiate the sale of said easement to the Owners in Fee Simple of Record, under the provisions of Section 22.0902(e) of the San Diego Municipal Code, which permit the sale of real property belonging to The City of San Diego by negotiation; and

WHEREAS, the sale of such an interest in real property as this may be reasonably accomplished only by negotiation; and

WHEREAS, a consideration of thirty-five dollars (\$35.00) has been paid by the applicant; and

WHEREAS, this amount has been reviewed and approved by the Property Director as being just compensation to the City; and

WHEREAS, no real estate broker's commission shall be paid; and

WHEREAS, the sale of the aforementioned property is consistent with the public interest; NOW, THEREFORE,

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

1. That that certain easement for water line purposes described in the form of quitclaim deed on file in the office of the City Clerk as Document No. 741274, be and the same is hereby authorized to be sold by negotiation for the sum of thirty-five dollars (\$35.00) to the OWNERS IN FEE SIMPLE OF RECORD of Lots 56 and 57 of Pacific Highlands Unit No. 2.

2. That the Mayor and City Clerk of The City of San Diego be and they are hereby authorized and empowered to execute for and on behalf of said City a quitclaim deed the form of which is on file in the office of the City Clerk as Document No. 741274, quitclaiming to the OWNERS IN

FEE SIMPLE OF RECORD an easement for water line purposes affecting Lots 56 and 57 of Pacific Highlands Unit No. 2, according to Map thereof No. 5553, filed April 2, 1965 in the office of the San Diego County Recorder, as more particularly described in said form of quitclaim deed.

3. That no broker's commission shall be paid by City on the herein described sale.

4. That the City Clerk of said City is hereby authorized and directed to deliver said deed to the Property Director of The City of San Diego for further handling.

APPROVED: JOHN W. WITT, City Attorney

By H. Valderhaug  
Harold Valderhaug, Deputy

HOV:rp  
8/28/72  
Job 9714  
M.F. REED

206476

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Passed and adopted by the Council of The City of San Diego on \_\_\_\_\_,  
by the following vote:

RECEIVED  
CITY CLERK'S OFFICE  
1972 SEP -6 PM 12:30  
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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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 Harvey M. Noel, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number 206476 Adopted SEP 12 1972

*eh*