

RESOLUTION NO. 207880 MAY 8 1973

WHEREAS, a certain water easement was dedicated in Lot 18 of Rancho Mission of San Diego, according to Partition Map thereof 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 and more than one year has elapsed since the date said easement was acquired; and

WHEREAS, this action does not require an Environmental Impact Report because the action is required for completion of a subdivision for which the tentative map was approved before December 5, 1972 and does not involve a greater degree of responsibility and control over the project as a whole, pursuant to Section 15070(e) of the California Administrative Code; and

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

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

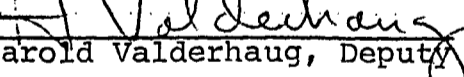
That, pursuant to Section 50443 of the Government Code of the State of California, the water easement more particularly described hereinafter be and it is hereby vacated:

All that certain water easement lying within a portion of Lot 18 of Rancho Mission of San Diego, according to Partition Map thereof made in the action entitled "Juan M. Luco, et al., vs. The Commercial Bank of San Diego, et al.," under Superior Court Case No. 348, granted to the City of San Diego per deed on file in the San Diego County Recorder's Office, recorded April 29, 1971, on Page 86854.

That from and after the date of this order of vacation, title to the land previously subject to said water 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.

APPROVED: JOHN W. WITT, City Attorney

By   
Harold Valderhaug, Deputy

rp/4-30-73  
Job 10146-C  
JACOBS

207880

Passed and adopted by the Council of The City of San Diego on MAY 8 1973,  
 by the following vote:

RECEIVED  
 CITY CLERK'S OFFICE  
 1973 MAY -2 PM 12:29  
 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>

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 Mary Annese, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number 207880 Adopted MAY 8 1973