

RESOLUTION NO. 208593 AUG 14 1973

WHEREAS, a certain general utility easement was granted on Lots 8 and 9, Victory Manor, by map recorded September 11, 1942, in the San Diego County Recorder's Office; 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 general utility easement has never been used for the purpose for which it was granted since the date of recording said map to the present time and more than one (1) year has elapsed; and

WHEREAS, this project is exempt from an environmental assessment by reason of its being a disposition of a City-owned real property interest with a fair market value of less than \$20,000; and

WHEREAS, a fee of one hundred thirty five dollars (\$135) has been collected to cover the processing of this request; 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 said general utility 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 general utility easement more particularly described as follows is hereby vacated:

That certain 10.00 foot general utility easement lying within the Easterly 5.00 feet of Lot 8 and the Westerly 5.00 feet of Lot 9, Victory Manor, according to Map 2276, filed in the San Diego County Recorder's Office, September 11, 1942, excepting therefrom any portion lying within that certain 10.00 foot wide easement granted to the City of San Diego by the filing of said Victory Manor Map No. 2276 in the San Diego County Recorder's Office, being a strip of land lying contiguous to and parallel with the Northerly line of the San Diego and Arizona Eastern Railroad right of way.

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.

APPROVED: JOHN W. WITT, City Attorney

By H. Valderhaug
Harold Valderhaug, Deputy

nr/8-2-73 (Rev.)
Job: 10408-C
JACOBS

AUG 14 1973

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

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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 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Allen Hitch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 Ann Nease*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number **208593** Adopted **AUG 14 1973**