

RESOLUTION NO. 210159 MAR 19 1974

WHEREAS, a deed accepted by Council pursuant to Resolution No. 208651 of August 8, 1973 contained a slope easement; and

WHEREAS, prior to the close of escrow, the property owners determined that they preferred to grant the slopes by permit at no cost to the City rather than grant them by easement for which the City was paying them \$3,420; and

WHEREAS, the acceptance of this deed and the rescinding of Resolution No. 208651 will eliminate any cloud on the title to the property and will give the City all of the necessary right-of-way for the construction of Miramar Road; and

WHEREAS, funds for the acquisition of this parcel were deposited in escrow with the original deed and the City will be refunded the \$3,420 not being paid for the slopes, which sum shall be deposited in the Gas Tax 219 Fund; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that Resolution No. 208651, adopted by the Council on August 8, 1973 be and the same is hereby rescinded.

BE IT FURTHER RESOLVED, that the acceptance by the City Manager of that deed of A. M. LIVINGSTON and VIRGINIA CASPE LIVINGSTON, husband and wife as joint tenants, executed in favor of The City of San Diego, bearing date of February 8, 1974, conveying to said City an easement for a right-of-way for a public street and incidents thereto, and a right-of-way for the construction operation and maintenance of a storm drain or drains affecting

a portion of Lot 1, H. L. Barrows Subdivision, according to Map thereof No. 704, filed in the office of the County Recorder of San Diego County, as more particularly described in said deed, be and the same is hereby approved, and the land therein conveyed as Parcel 6 is hereby dedicated as and for a public street and the same is hereby named MIRAMAR ROAD.

BE IT FURTHER RESOLVED, that the City Clerk of said City is hereby directed to deliver said deed and a certified copy of this resolution to the Property Director for further handling.

APPROVED: JOHN W. WITT, City Attorney

By 
Harold Valderhaug, Deputy

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210159

MAR 19 1974

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

| 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"/> |
| Lee Hubbard | <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 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"/> |
| Jim Ellis | <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 *Yolanda Limon*, Deputy.

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CITY CLERK'S OFFICE
1974 MAR 13 AM 11:07
SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California

Resolution Number **210159** Adopted **MAR 19 1974**