

R-74-76

RESOLUTION NO. 210180 **APR 18 1974**

WHEREAS, a certain sewer easement affecting a portion of Lots 1 and 2, Block 19, City Heights, according to Map thereof No. 1007, filed in the San Diego County Recorder's Office, was granted to the City of San Diego by deed recorded January 10, 1949; 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 sewer easement has never been used for the purpose for which it was dedicated to the present time and more than one (1) year has elapsed; and

WHEREAS, this action is exempt from the provisions of the California Environmental Quality Act of 1970 under City Guidelines for Implementation of said Act, as amended; and

WHEREAS, a fee of fifty-five dollars (\$55) 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 sewer 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 sewer easement more particularly described as follows is hereby vacated:

All that portion of Lots 1 and 2, Block 19, City Heights, according to Map thereof No. 1007 filed in the San Diego County Recorder's Office October 3, 1906, more particularly described as follows:

That certain easement for sewer purposes granted to the City of San Diego by Deed recorded in said San Diego County Recorder's Office on January 10, 1949 in Book 3074, Page 355 of Official Records. Excepting therefrom all that portion of said easement lying within the Right of Way boundaries for Interstate 805, as located and established on the date of this instrument.

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 
Harold Valderhaug, Deputy

nr/4-8-74

Passed and adopted by the Council of The City of San Diego on **APR 18 1974**
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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
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.

EDWARD NIELSEN
City Clerk of The City of San Diego, California.

By *Flanda Limoi*, Deputy.

(Seal)

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1974 APR 10 PM 3:10
SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California

Resolution Number **210380.** Adopted **APR 18 1974**
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