

RESOLUTION NO. 210419 APR 25 1974

WHEREAS, heretofore The City of San Diego by Resolution No. 194284, adopted by the City Council of The City of San Diego on July 23, 1968, authorized the City Attorney to enter into, for and on behalf of said City, a certain Stipulation with the United States of America in an action entitled "United States of America v. 3.57 Acres of Land, et al.," filed in the United States District Court, Southern District of California, Civil No. 68-117-K; and

WHEREAS, said Stipulation was entered into by the City Attorney and filed and entered in said court on August 2, 1968, thereby vesting in the United States of America the right to the use and occupancy of the property described in said Stipulation for a term of years ending June 30, 1973; and

WHEREAS, the United States of America desires to extend its use and occupancy of said real property for a term of years beginning July 1, 1973, and ending June 30, 1975, extendible yearly thereafter until December 31, 1976, at the election of the United States of America; and

WHEREAS, the United States of America has filed a new condemnation action in said court, Civil No. 73-182-S, in order to secure such rights of continued use and occupancy and desires that The City of San Diego enter into a new Stipulation providing for the use and occupancy of said land for said term, for the sum of Ten Dollars (\$10.00); and

WHEREAS, said real property is shown colored on that set of six maps which is on file in the office of the City Clerk as Document No. 668017; and

WHEREAS, the City Manager and City Attorney have recommended that the City enter into such Stipulation; NOW, THEREFORE,

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

That the City Attorney of The City of San Diego, or his authorized representative, be, and he is hereby authorized and empowered to enter into and execute a Stipulation and Disclaimer with the United States of America in that certain action entitled "United States of America, plaintiff, v. 3.57 Acres of Land, et al., defendants," filed in the United States District Court, Southern District of California, No. 73-182-S, upon the terms and conditions contained in said Stipulation and said Disclaimer heretofore furnished to the City Attorney by the United States Attorney.

APPROVED: JOHN W. WITT, City Attorney

By 
Donald W. Detisch, Deputy

DWD:rb
4-9-74

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U.S. MARSHAL
SOUTHERN DISTRICT OF CALIFORNIA
CLERK, U. S. DISTRICT COURT
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HARRY D. STEWARD
United States Attorney
KEITH E. McWILLIAMS
Assistant U. S. Attorney
Chief, Civil Division
United States Courthouse
325 West F Street, Annex A
San Diego, California 92101
Telephone: (714) 293-5665

Attorneys for United States of America

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,) Civil No. 73-182-S
)
Plaintiff,) NOTICE OF EXTENSION
)
v.)
)
3.57 ACRES OF LAND, MORE OR)
LESS, SITUATE IN SAN DIEGO)
COUNTY, STATE OF CALIFORNIA;)
AND CITY OF SAN DIEGO, et al.,)
)
Defendants.)

TO ALL PERSONS AND/OR FIRMS NAMED IN SCHEDULE "A" ATTACHED HERETO
AND UNKNOWN OWNERS:

You are hereby notified that the Secretary of the Air Force
has found and determined that it is necessary and advantageous to
the interests of the United States to extend the term condemned to
June 30, 1975, since the use and possession of the streets and
overpasses will be required for an additional year.

You are further notified that the Secretary of the Air Force
has elected to extend the term which was condemned in this proceed-
ing in accordance with the declaration of taking and the complaint
in condemnation which were filed on May 10, 1973.

This extension is applicable to all of the land taken as

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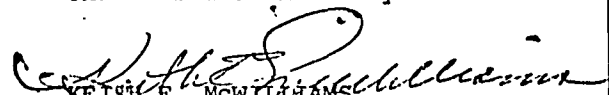
KEM/mn

210449

1 fully set forth in Schedule "A" which was attached to the complaint
2 in condemnation.

3 DATED: March 21, 1974

4 HARRY D. STEWARD
5 United States Attorney

6 
7 KEITH E. MCWILLIAMS
8 Assistant U. S. Attorney
9 Chief, Civil Division

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Passed and adopted by the Council of The City of San Diego on APR 25 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 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.

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

By *Yplanda Rinon*, Deputy.

(Seal)

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 CITY CLERK'S OFFICE
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 SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California

Resolution Number 210449 Adopted APR 25 1974