

RESOLUTION NO. 210609 MAY 16 1974

WHEREAS, a certain sewer easement was granted on Lot 81, Las Alturas Villa Sites, by deed recorded July 24, 1928, in Book 1495, Page 484 of Deeds, Official Records, in the office of the County Recorder of San Diego County; 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 granted since the date of recording said deed 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 Eighty-five Dollars (\$85) 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:

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A portion of that certain 10-foot wide sewer easement lying within Lot 81, Las Alturas Villa Sites, according to Map thereof No. 501, filed in the San Diego County Recorder's Office, as granted to the County of San Diego, by Deed recorded July 24, 1928, in Book 1495, Page 484 of Deeds, being a strip of land 10-feet in width, lying five feet on each side of the following described centerline:

Commencing at the most Easterly corner of said Lot 81; thence North 42°50'38" West, 12.00 feet to the TRUE POINT OF BEGINNING; thence South 52°25'02" West, 180.00 feet; thence South 61°48'02" West, 214.00 feet; thence North 67°47'58" West, 138.50 feet to a terminus.


The sidelines of the above-described strip of land shall be prolonged or shortened so as to terminate Northeasterly in a line which bears North 42°50'38" West through the TRUE POINT OF BEGINNING, and to terminate Southwesterly in a line which bears North 24°38'00" East (Record, North 24°37'50" East) through the point of termination.

The basis of bearings is the Northerly line of Cervantes Avenue per National Vista Map No. 2677, i.e. North 66°52'00" West.

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

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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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Jim Ellis	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Jim Bates	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 *Gloria Limon*, Deputy.

(Seal)

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CITY CLERK'S OFFICE  
1974 MAY -8 AM 8:09  
SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California

Resolution Number **210609** Adopted **MAY 16 1974**

*J. L. E. L.*

CC-1276 (REV. 11-73)

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