

RESOLUTION NO. 210953

JUL 5 1974

WHEREAS, a certain sewer easement was granted on portions of Ryan, Wadsworths Olive Grove, and Indiana Heights Subdivisions by deed recorded December 20, 1972 as File/Page 338645 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 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 year has elapsed; and

WHEREAS, this transaction 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 one hundred twenty dollars (\$120) has been received 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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All that portion of Ryan, according to Map thereof No. 7803, filed in the San Diego County Recorder's Office November 30, 1973, being that portion of Wadsworths Olive Grove, according to Map thereof No. 482 filed in the San Diego County Recorder's Office February 10, 1888, and all that portion of Indiana Heights, according to Map thereof No. 1602, filed in the San Diego County Recorder's Office October 9, 1913, more particularly described as follows:

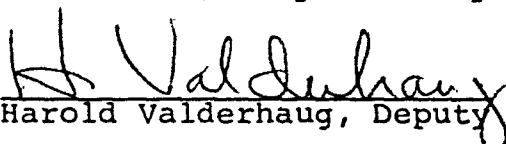
Parcels 1, 2, 3, and 4 of that certain easement deed for sewer purposes granted to the City of San Diego by F/P 338645, recorded December 20, 1972 in the San Diego County Recorder's Office.

EXCEPTING therefrom that portion of said Parcel 1, lying within Ryan Manor, according to Map thereof No. 7164, filed in the San Diego County Recorder's Office on January 10, 1972, and excepting therefrom that portion of Parcel 4, lying within Lot 13 of Wadsworths Olive Grove.

That from and after the date of this order of vacation, title to the land previously subject to said easement shall revert to the owners 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/6-6-74

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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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 LaVonne E. Miller Deputy.

(Seal)

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CITY CLERK'S OFFICE  
1974 JUN 19 AM 8:53  
SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California

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