

RESOLUTION NO. 211017

JUL 11 1974

WHEREAS, a certain general utility easement was granted on a portion of Moraga Court, reserved for future street, and portions of Lots 3385, and 3447 to 3453 inclusive, Clairemont Unit No. 16, Map No. 3145 filed in the office of the County Recorder; 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 general utility easement has never been used for the purpose for which it was granted since the date of recording said map to the present time and more than one 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 sixty dollars (\$60) 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 general utility easement; NOW, THEREFORE,

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

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That, pursuant to Section 50443 of the Government Code of the State of California, the general utility easement more particularly described as follows is hereby vacated:

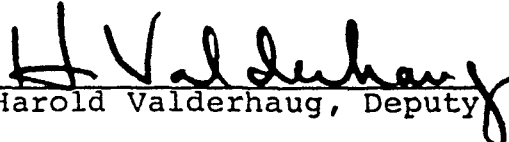
All that certain 4.00 foot wide general utility easement lying within the most Easterly 4.00 feet of that portion of Moraga Court as reserved for future street in Clairemont Unit No. 16, according to Map thereof No. 3145, filed in the San Diego County Recorder's Office on October 22, 1954, and as granted to the City of San Diego by the filing of said Map;

All that certain 4.00 foot wide general utility easement lying within Lots 3447 to 3453, inclusive, and within the most Easterly 4.00 feet of Lot 3385, of said Clairemont Unit No. 16, and as granted to the City of San Diego by the filing of said Map.

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 deliver a certified copy of this resolution to the Property Director of The City of San Diego for further handling.

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 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 *Patricia Polen*, Deputy.

1974 JUN 28 PM 2:30
SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California

Resolution Number **211017** Adopted **JUL 11 1974**

CC-1276 (REV. 11-73)

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