

RESOLUTION NO. 211196 AUG 1 1974 R-74-667

WHEREAS, a certain sewer easement was reserved by the City of San Diego in Resolution No. 159608, adopted March 30, 1960, which resolution vacated a portion of Dalbergia Street; 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 reserved since the date of adoption of said resolution and more than one year has elapsed; and

WHEREAS, a fee of fifty-five dollars (\$55) 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:

That certain easement for sewer main, as reserved by the City of San Diego in Resolution No. 159608, recorded March 30, 1960 as File No. 65080 of Official Records, more particularly described as follows:

A strip of land 30.00 feet wide, lying 10.00 feet Southwesterly of and 20.00 feet Northeasterly of a line parallel to and distant 21.00 feet Northeasterly, measured at right angles, from the Southwesterly line of the portion of Dalbergia Street vacated by said Council Resolution. The sidelines of said 30.00 foot strip of land shall be prolonged or shortened to terminate in the Southerly right of way line of the Chollas Creek Channel.

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 County Recorder of San Diego County.

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 AUG 1 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 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 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 Patricia Polen, Deputy.

(Seal)

RECEIVED  
 CITY CLERK'S OFFICE  
 1974 JUL 20 PM 3:00  
 SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California	
Resolution Number	<b>211196</b> Adopted <b>AUG 1 1974</b>