

RESOLUTION NO. 211408

R-75-324

AUG 29 1974

WHEREAS, certain sewer and drainage easements were granted on Lots 8 to 12, inclusive, Block 85, Middletown Addition, by deeds recorded January 17, 1930 in Book 1722, Page 494 and 496, 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 easements to clear title to the land; and

WHEREAS, said sewer and drainage easements have never been used for the purposes for which they were granted since the date of recording said deeds to the present time and more than one (1) year has elapsed; and

WHEREAS, this project 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 easements as hereinafter described are unnecessary for present or prospective public use by the City, and the City Manager recommends that the City vacate said sewer and drainage easements; 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 and drainage easements more particularly described as follows are hereby vacated:

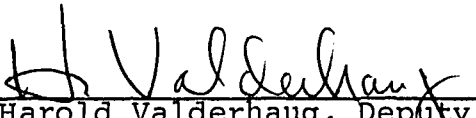
All that portion of Lots 8 to 12, inclusive, Block 85, Middletown Addition, according to Partition Map thereof filed in Superior Court Case No. 5014, entitled Wm. Roark, et al. vs. J. F. Forward, et al., in the Office of the County Clerk of San Diego County, more particularly described as follows:

Those certain easements for sewer and drainage purposes granted to the City of San Diego by two Deeds recorded in the San Diego County Recorder's Office on January 17, 1930 in Book 1722, Page 494 and 496 of Deeds.

That from and after the date of this order of vacation, title to the land previously subject to said easements 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 San Diego County.

APPROVED: JOHN W. WITT, City Attorney

By 
Harold Valderhaug, Deputy

Passed and adopted by the Council of The City of San Diego on **AUG 29 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 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 *Patricia Polen*, Deputy.

(Seal)

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Office of the City Clerk, San Diego, California

Resolution Number **211408** Adopted **AUG 29 1974**
K.L.