

RESOLUTION NO. 213288 MAY 15 1975

WHEREAS, The City of San Diego is the owner of certain rights for water pipes and artesian water, and is also the beneficiary with regard to a covenant prohibiting vending of intoxicating liquors, affecting a portion of Lot 53, El Cajon Valley Company's Lands, according to Map thereof No. 289, filed in the office of the County Recorder of San Diego County, December 30, 1886, and as granted to City by Deed recorded January 29, 1944 in Book 1630, Page 100 of Official Records; and

WHEREAS, EUGENE U. COOLEY, the owner of said Lot 53 has requested that the City release to him all of the City's interest in and to said rights; and

WHEREAS, said rights have been determined to be surplus by the Utilities Director of said City as long as the City reserves the rights to any and all artesian water on the surface or below the surface of the land; and

WHEREAS, the Release of Rights will reserve the rights in and to the artesian water; and

WHEREAS, \$130 has been received to process this request; 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, the release of the aforementioned property rights is consistent with the public interest; NOW, THEREFORE,

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

1. That the Mayor and the City Clerk of said City be, and they are hereby authorized and empowered to execute, for and on behalf of The City of San Diego, a Release of Rights, the form of which is on file in the office of the City Clerk as Document No. 751262, releasing and relinquishing to EUGENE U. COOLEY, owner, certain rights for water pipes, together with the covenant prohibiting vending of intoxicating liquors, affecting a portion of Lot 53, El Cajon Valley Company's Lands, as more particularly described in said form of Release of Rights.

2. That the City Clerk is hereby authorized and directed to transmit said Release of Rights and a certified copy of this resolution to the Property Director of said City for further handling.

APPROVED: JOHN W. WITT, City Attorney

By H. Valderhaug
Harold Valderhaug, Deputy

HOV:nr
4-18-75
Or.Dept. Property

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MAY 15 1975

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"/>
Jess D. Haro	<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 *Kathleen Martinez*, Deputy.

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Office of the City Clerk, San Diego, California

Resolution Number **213288** Adopted **MAY 15 1975**