

R.76-372

RESOLUTION NO. 214124

AUG 28 1975

WHEREAS, a certain public utility easement was granted on Map No. 1563 lying in Lots "B" through "L" and Lots "R" through "U" inclusive, Block "D", Bird Rock Villas, according to Said Map thereof No. 1563 filed in the Office of the Recorder of San Diego County; 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 public utility easement has never been used for the purpose for which it was dedicated since the date of filing of said subdivision map to the present time and more than one (1) year has elapsed; 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 public utility 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 public utility easement more particularly described as follows is hereby vacated:

All that certain 12.00 foot wide public utility easement granted on Map No. 1563 lying in Lots "B" through "L" and Lots "R" through "U" inclusive, Block "D", Bird Rock Villas according to said Map thereof No. 1563 filed in the Office of the Recorder of San Diego County.

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That from and after the date of this order of vacation, title to the land previously subject to said easement shall revert to ROBERT L. HANIMAN and ANNE MARIE HANIMAN, 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 Frederick C. Conrad
Frederick C. Conrad, Chief Deputy

FCC:nb
8-20-75
Or. Dept. Eng. & Dev.

-2-

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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 type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input checked="" 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 *Kathleen Martinez* Deputy.

(Seal)

Office of the City Clerk, San Diego, California

Resolution **214124** AUG 28 1975
Number Adopted

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