

RESOLUTION NO. 215123

JAN 21 1976

WHEREAS, The City of San Diego is the owner of a certain easement for drainage purposes affecting a portion of Lots 591 and 592 of Talmadge Park Unit No. 3, according to Map thereof No. 1900; and

WHEREAS, the Engineering and Development Department has requested that the City quitclaim to JAMES M. FLEMING, the owner of the property, the City's interest in and to said easement; and

WHEREAS, this easement has been replaced by a co-op drainage easement and is not needed for any present or prospective City use; and

WHEREAS, the City desires to negotiate the sale of said easement to JAMES M. FLEMING, under the provisions of Section 22.0902(e) of the San Diego Municipal Code, which permit the sale of real property belonging to The City of San Diego by negotiation; and

WHEREAS, the sale of such an interest in real property as this may reasonably be accomplished only by negotiation; 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 value of the property right sought, as determined by a staff appraiser of said City, is the sum of Thirty-Two Dollars and Fifty Cents (\$32.50); and

WHEREAS, no real estate broker's commission shall be paid; and

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MAY 22 1978

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WHEREAS, the sale of the aforementioned property right is consistent with the public interest; NOW, THEREFORE,

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

1. That that certain real property right described in that form of quitclaim deed on file in the office of the City Clerk as Document No. 753995, be, and the same is hereby authorized to be sold by negotiation for the sum of Thirty-Two Dollars and Fifty Cents (\$32.50) to JAMES M. FLEMING.

2. 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 quitclaim deed, the form of which is on file in the office of the City Clerk as Document No. 753995, quitclaiming to JAMES M. FLEMING, an easement for drainage purposes across a portion of Lots 591 and 592 of Talmadge Park Unit No. 3, as more particularly described in said form of quitclaim deed.

3. That no broker's commission shall be paid by City on the herein-described negotiated sale.

4. That the City Clerk is hereby authorized and directed to deliver said deed and a certified copy of this resolution to the Property Director for further handling.

APPROVED: JOHN W. WITT, City Attorney

By   
Harold Valderhaug, Deputy

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MAY 22 1978

HOV:nb  
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Job:12189  
Or. Dept. Property

**215123**

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JAN 21 1976

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"/>
Tom Gade	<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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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)

RECEIVED  
CITY CLERK'S OFFICE  
1976 JAN 13 PM 12:18  
SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California

Resolution Number 215123 Adopted JAN 21 1976

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