

R-76-1406

RESOLUTION NO. 215144

JAN 21 1976

WHEREAS, a certain sewer easement was dedicated on Lot 2 of Penasquitos Greens, according to Map thereof No. 7408 filed in the Office of the County Recorder on August 22, 1972; and

WHEREAS, PENASQUITOS, INC., an Illinois corporation, owner of the property, has requested that the city vacate its interest in said easement to allow development of the land; and

WHEREAS, said sewer 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, a fee of Sixty-Five Dollars (\$65) 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:

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All that certain 15.00 foot sewer easement granted to The City of San Diego by Map No. 7408 filed in the Office of the County Recorder of San Diego County on August 22, 1972 all lying within Lot 2 of Penasquitos Greens.

That from and after the date of this order of vacation, title to the land previously subject to said easement shall revert to PENASQUITOS, INC., an Illinois corporation, 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   
Harold Valderhaug, Deputy

HOV:nb  
1-6-76  
Job:12246-C  
Or. Dept. Property

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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 15 AM 11:50  
SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California

Resolution Number **215144** Adopted **JAN 21 1976**

*E.F.*

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MAY 22 1978

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