

R-77-627

RESOLUTION NO. 217004

OCT 27 1976

WHEREAS, The City of San Diego is the owner of that certain easement for general utility and drainage purposes affecting a portion of Lots 1, and 7 through 14 of C. H. Tingey Subdivision, according to Map thereof No. 1941 filed in the office of the County Recorder of San Diego County on September 14, 1926; and

WHEREAS, the Engineering and Development Department has requested that the City quitclaim to THE SAN DIEGO UNIFIED SCHOOL DISTRICT OF SAN DIEGO COUNTY, its interest in and to said easement; and

WHEREAS, facilities at the Franklin Elementary School site have been relocated eliminating the need for the easement; and

WHEREAS, the City desires to negotiate the sale of said easement to The San Diego Unified School District of San Diego County, under the provisions of Section 22.0902 (e) of the San Diego Municipal Code, which permits 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, the requirements for a sale price have been waived as this is a sale to another public agency; and

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

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:

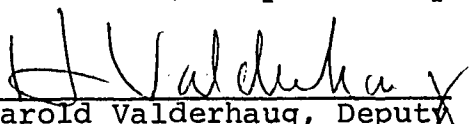
1. That that certain real property right described in that form of quitclaim deed on file in the office of the City Clerk as Document No. 757120, be, and the same is hereby authorized to be sold by negotiation to THE SAN DIEGO UNIFIED SCHOOL DISTRICT OF SAN DIEGO COUNTY.

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. 757120, quitclaiming to THE SAN DIEGO UNIFIED SCHOOL DISTRICT OF SAN DIEGO COUNTY, that certain easement for drainage and utility purposes affecting a portion of Lots 1, and 7 through 14 of C. H. Tingey Subdivision, as more particularly described in said 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

HOV:n  
9-30-76  
Job:12185-C  
Or. Dept. Property

-2-

217004

Passed and adopted by the Council of The City of San Diego on OCT 27 1976,  
 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 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 Aileen Martinez, Deputy.

(Seal)

RECEIVED  
 CITY CLERK'S OFFICE  
 1976 OCT 15 PM 1:40  
 SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California

Resolution Number 217004 Adopted OCT 27 1976