

RESOLUTION NO. R-251697 (R.80-1589)

VACATION OF PROSPECT STREET ADJACENT TO LOT 34,  
BLOCK 59, OF LA JOLLA PARK, MAP 352, AND THE  
WESTERLY RIGHT-OF-WAY OF CAVE STREET

APR 28 1980

WHEREAS, it is proposed that Prospect Street adjacent to Lot 34, Block 59, of La Jolla Park, Map 352, and the westerly right-of-way of Cave Street be vacated; and

WHEREAS, there is no present or prospective use for the streets either for the public street system for which the right-of-way was originally acquired or for any other public use of a like nature that can be anticipated in that the right-of-way is not needed for public street, bikeway, or open space purposes; and

WHEREAS, the public will benefit from the vacation through improved utilization of land; and

WHEREAS, the vacation or abandonment is not inconsistent with the General Plan or an approved Community Plan; and

WHEREAS, the public street system for which the right-of-way was originally acquired will not be detrimentally affected by this vacation; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, California, that Prospect Street adjacent to Lot 34, Block 59, of La Jolla Park, Map 352, and the westerly right-of-way of Cave Street, as more particularly referred to in Resolution of Intention No. R-251438, is unnecessary for present or prospective public street purposes.

BE IT FURTHER RESOLVED, that Prospect Street adjacent to Lot 34, Block 59, of La Jolla Park, Map 352, and the westerly

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right-of-way of Cave Street, as more particularly shown on Drawing No. 14882-B on file in the office of the City Clerk as Document No. RR- 251438, which said Drawing is attached hereto and made a part hereof, be, and the same is hereby ordered vacated.

BE IT FURTHER RESOLVED, that The City of San Diego reserves and excepts from the foregoing vacation the permanent easement as more particularly described hereinafter:

Reserving and excepting to The City of San Diego the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public utilities of any kind or nature, including, but not limited to, public walkway and all necessary and proper fixtures and equipment for use in connection therewith, through, over, under, upon, along and across the hereinafter described easement, together with the right of ingress thereto and egress therefrom, together with the right to maintain the said easement free and clear of any excavation or fills, the erection or construction of any building or other structures, the planting of any tree or trees thereon, or the drilling or digging of any well or wells thereon, together with the right to otherwise protect from all hazards the operation and use of any right hereby reserved. Upon acquisition of an encroachment permit from the City Engineer pursuant to the Municipal Code of the City, the owners of the underlying fee may utilize the above described parcel of land for structures, the planting or growing of trees or the installation of privately owned pipelines. The City of San Diego shall

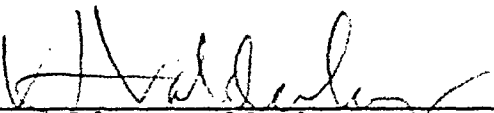
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have the right to permit the use of the easement or easements herein described by any public utility either by conveyance of the necessary right to so use or by permitting such utility to utilize such right under and pursuant to a franchise with The City of San Diego.

The easement reserved herein is in, under, over, upon, along and across Prospect Street adjacent to Lot 34, Block 59, of La Jolla Park, Map 352, and the westerly right-of-way of Cave Street vacated by this document and as more particularly shown on Drawing No. 14882-B on file in the office of the City Clerk as Document No. RR- 251438 .

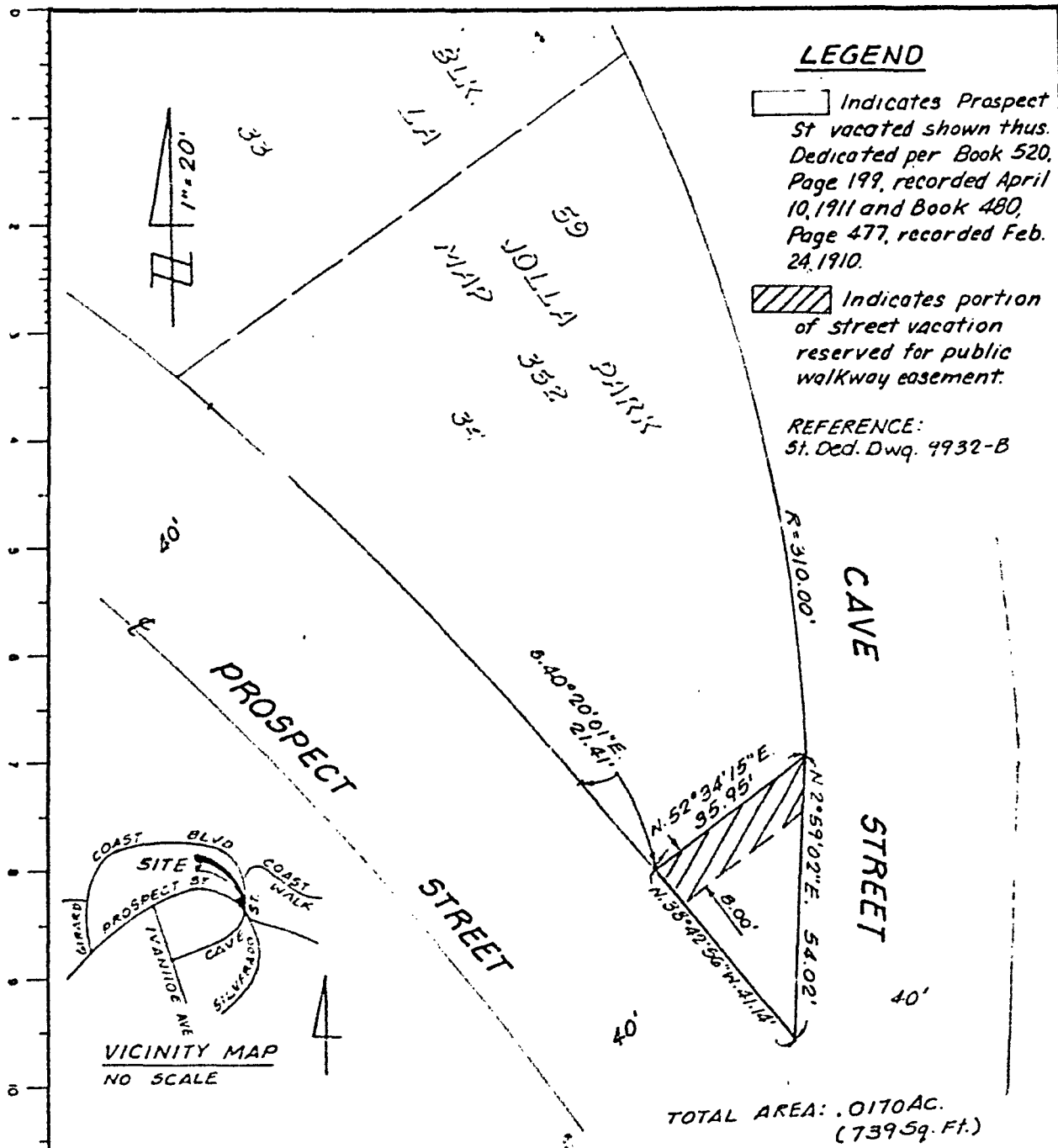
BE IT FURTHER RESOLVED, that the City Clerk shall cause a certified copy of this resolution, attested by him under seal, to be recorded in the office of the County Recorder.

APPROVED: JOHN W. WITT, City Attorney

By   
Harold O. Valderhaug, Deputy

HOV:ps:221.1  
2/29/80  
Or.Dept. E&D  
W.O. 27002  
14882-B

251697



DESIGN • ENGINEERING • CONSULTATION

**AREVALO & SAFINO**  
OF SAN DIEGO, INC.

CIVIL • STRUCTURAL • LAND SURVEYING

8915 COMPLEX DRIVE • SUITE C • SAN DIEGO, CALIFORNIA 92123  
(714) 566-1141

DOCUMENT NO. **RR-251438**

FILED **251980** PRINTED

OFFICE OF THE CITY CLERK  
SAN DIEGO, CALIFORNIA

JAN 19 1980

**STREET VACATION** - Prospect Avenue adjacent to Lot 34, Block 59, of La Jolla Park, Map 352, and the westerly R/W of Cave Street, and public walkway easement reserved.

DESCRIPTION	BY	APPROVED	DATE	FILED	CITY OF SAN DIEGO, CALIFORNIA	54-79-604
ORIGINAL					SHEET 1 OF 1 SHEET	W.O. NO. 27002
					<i>J. M. Lauder</i> FOR CITY ENGINEER	<i>[Signature]</i> CONTROL CERTIFICATION
					JAN 17 1980	DATE
						248-1685
						EMPTY COORDINATES
						14882 - B
						2680168

STATUS

Passed and adopted by the Council of The City of San Diego on APR 28 1980,  
 by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Lowery	<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"/>
Fred Schnaubelt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Larry Stirling	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON  
 Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR  
 City Clerk of The City of San Diego, California.

(Seal)

By Pete Anderson, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R-251697 Adopted APR 28 1980