RESOLUTION NUMBER R- 254608 Adopted on JUL 1 3 1981

VACATION OF QUIMBY STREET NORTH OF PLUM STREET ADJACENT TO LOT 6, BLOCK 135, AND LOT 5, BLOCK 150, OF ROSEVILLE SUBDIVISION

WHEREAS, it is proposed that Quimby Street north of Plum Street adjacent to Lot 6, Block 135, and Lot 5, Block 150, of Roseville Subdivision be vacated; and WHEREAS, there is no present or prospective use for the street 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 Quimby Street north of Plum Street adjacent to Lot 6, Block 135, and Lot 5, Block 150, of Roseville Subdivision, as more particularly referred to in Resolution of Intention No. R-254430 is unnecessary for present or prospective public street purposes.

BE IT FURTHER RESOLVED, that Quimby Street north of Plum Street adjacent to Lot 6, Block 135, and Lot 5, Block 150, of Roseville Subdivision, as more particularly shown on Drawing No. 15242-B on file in the office of the City Clerk as Document No. RR- 254430, 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 pedestrian, non-motor vehicular and general utilities, 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 have the right to reserve and except from vacation and abandonment, easements and rights pursuant to any existing franchise or renewals thereof, at any time, or from time to time, to construct, maintain, operate, replace, remove, renew and enlarge overhead or underground lines of pipe, conduits, cables, wires, poles and other structures, equipment and fixtures for the transportation or distribution of electrical or electronic energy and natural gas and for incidental purposes including access to protect the property from all hazards in, upon, over and across the above described portions of streets to be vacated and abandoned.

The easement reserved herein is in, under, over, upon, along and across Quimby Street north of Plum Street adjacent to Lot 6, Block 135, and Lot 5, Block 150, of Roseville Subdivision vacated by this document and as more particularly shown on Drawing No.15242-B on file in the office of the City Clerk as Document No. RR-254430.

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

Valderhaug, Defuty

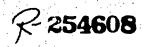
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6/1/81

W.O. 117798

15242-B

Or.Dept: E&D Form=r.eutil



Passed and adopted by the following vot	by the Council of The:	e City of San Di	ego on	JUL 1	3 1981	
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(Seal)	red by:	PETE WILSON Mayor of The City of San Diego, California. CHARLES G. ABDELNOUR				
		Ву		The City of San 1		mia .
	Office of the City Clerk, San Diego, California Resolution P 254608 Adapted JUL 1 3 1981					