

(O-83-227)

ORDINANCE NUMBER O- 15990 (New Series)

Adopted on JUN 06 1983

AN ORDINANCE SETTING ASIDE AND DEDICATING PORTIONS OF LOT 67, RANCHO MISSION OF SAN DIEGO; LOT 975, ALLIED GARDENS UNIT NO. 5; PARCEL "A," PRINCESS DEL CERRO UNIT NO. 2; PARCEL "A," PRINCESS DEL CERRO UNIT NO. 3; AND LOT "D," ALLIED GARDENS UNIT NO. 4, IN THE CITY OF SAN DIEGO, CALIFORNIA, FOR OPEN SPACE AND PUBLIC PARK PURPOSES.

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

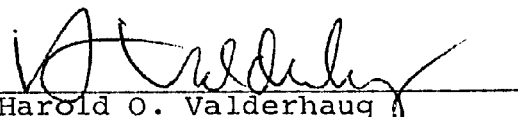
Section 1. That portions of Lot 67, Rancho Mission of San Diego; Lot 975, Allied Gardens Unit No. 5; Parcel "A," Princess del Cerro Unit No. 2; Parcel "A," Princess Del Cerro Unit No. 3; and Lot "D," Allied Gardens Unit No. 4, which are more particularly described in Exhibit A hereto which is by this reference incorporated herein, are hereby set aside and dedicated in perpetuity for open space and park purposes.

Section 2. That the City Clerk of said City be and he is hereby authorized and directed to file for record in the office of the San Diego County Recorder a certified copy of this ordinance.

Section 3. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: John W. Witt, City Attorney

By


Harold O. Valderhaug
Deputy City Attorney

HOV:ps
5/4/83
Or.Dept:Prop.
Job:917662
Form=O.sann

EXHIBIT A
LEGAL DESCRIPTION
(Navajo Canyon Natural Park)

PARCEL 1

All that portion of Lot 67 of Rancho Mission of San Diego, in the City of San Diego, County of San Diego, State of California, according to Partition Map thereof on file in the Office of the County Clerk of San Diego County, in Action No. 348 in Superior Court of said County entitled "Juan M. Luco, et al vs. The Commercial Bank of San Diego, et al," more particularly described as follows:

Beginning at the Southeasterly corner of Lot 1722 of Allied Gardens Unit No. 6, according to Map thereof No. 3293, filed in the Office of the San Diego County Recorder, August 26, 1955; thence South $60^{\circ}35'30''$ West, 363.59 feet to the most Westerly corner of land described in easement deed to the City of San Diego recorded November 9, 1955 in Book 5862, Page 453 as Document No. 147251 of Official Records, being a point on the arc of that certain 800.00-foot radius curve, concave Southerly, in the boundary of land described in deed to Allied Farms, Inc., recorded June 10, 1955 in Book 5675, Page 325 as Document No. 75573 of Official Records; thence along said boundary as follows: Westerly along the arc of said curve through a central angle of $40^{\circ}46'36''$, a distance of 569.34 feet to the Westerly terminus of said curve; tangent to said curve South $58^{\circ}48'40''$ West, 42.78 feet to the beginning of a tangent 800.00-foot radius curve, concave Northwesterly; Southwesterly along the arc of said curve through a central angle of $16^{\circ}04'10''$, a distance of 224.37 feet; tangent to said curve South $74^{\circ}52'50''$ West, 43.67 feet to the beginning of a tangent 800.00-foot radius curve, concave Southeasterly; Southwesterly along the arc of said curve through a central angle of $33^{\circ}14'15''$, a distance of 464.08 feet; and tangent to said curve South $41^{\circ}38'35''$ West, 33.61 feet to the most Easterly corner of land described in deed to Allied Farms, Inc., recorded August 2, 1954 in Book 5319, Page 239 as Document No. 100304 of Official Records, being a point on the Southeasterly line of land described in deed to Heron Corporation, recorded June 12, 1952 in Book 4493, Page 31 as Document No. 70828 of Official Records; thence following along the Southeasterly line of said Heron Corporation's land and continuing on said last line South $41^{\circ}38'35''$ West, 42.65 feet to the beginning of a tangent 1,000.00-foot radius curve, concave Northwesterly; thence Southwesterly along the arc of said curve through a central angle of $17^{\circ}15'45''$, a distance of 301.29 feet; thence South $58^{\circ}54'20''$ West, 72.79 feet to the beginning of a tangent 1,000.00-foot radius curve, concave Southeasterly; thence Southwesterly along the arc of said curve through a central angle of $20^{\circ}36'30''$, a distance of 359.68 feet; thence tangent to said curve South $38^{\circ}17'50''$ West, 49.31 feet (Record: per deed recorded November 3, 1975 as File No. 75-306249, 49.26 feet) to the most

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PARCEL 1 (Continued):

Westerly corner of a parcel of land described in deed to College Del Cerro, Inc., recorded September 22, 1955 in Book 5802, Page 260 of Official Records; thence along the boundary line of said land as follows: South 39°36'30" East, 1,059.88 feet and North 86°15'24" East (Record: per Map thereof No. 5616, North 89°15'24" East), 550.00 feet to the most Westerly corner of a parcel of land described in deed to Union Title Insurance and Trust Company, recorded September 22, 1955 in Book 5802, Page 262 of Official Records; thence along the South-westerly line of said land as follows: South 51°44'36" East, 470.00 feet; South 63°33'21" East, 447.84 feet; and South 36°33'14" East, 651.74 feet (Record: deed, File No. 75-306249, South 36°34'36" East, 651.18 feet) to the most Northerly corner of Lot 416 of Del Cerro Unit No. 7, according to Map thereof No. 3619, filed in the Office of the County Recorder of San Diego County, April 5, 1957; thence along the Westerly line of said Unit 7 as follows: South 07°03'55" East, 192.35 feet; and South 39°23'44" West, 240.25 feet to the most Easterly corner of Lot 528 of Del Cerro Unit No. 9, according to Map thereof No. 3862, filed in the Office of the County Recorder of San Diego County, April 9, 1958; thence along the boundary line of said Unit 9 as follows: North 10°36'16" West, 247.20 feet; and North 61°30'00" West, 574.69 feet to the most Easterly corner of Lot 537 of said Unit 9; thence North 51°55'35" West (Record: deed, File No. 75-306249, North 51°55'33" West), 150.34 feet to a point on the Northeasterly prolongation of the Northwesterly line of said Lot 537, distant along said prolongation North 33°47'43" East, 25.11 feet from the most Northerly corner of said lot; thence South 33°47'43" West, 25.11 feet to the most Northerly corner of said Lot 537; thence along the boundary line of said Unit 9, North 61°30'00" West, 86.45 feet to the most Easterly corner of Lot 539; thence North 28°30'00" East, 25.00 feet; thence parallel with the boundary line of said Unit 9, North 61°30'00" West, 563.00 feet to the Northeasterly prolongation of the Northwesterly line of Lot 545 of Del Cerro Unit No. 9; thence along said prolongation South 28°30'00" West, 25.00 feet to the most Northerly corner of Lot 545; thence along the boundary line of said Unit 9, North 61°30'00" West, 179.89 feet (Record: deed, File No. 75-306249, 179.69 feet) and South 70°57'33" West, 437.98 feet to the Easterly line of Del Cerro Unit No. 10, according to Map thereof No. 4096, filed in the Office of the County Recorder of San Diego County, February 20, 1959; thence along the boundary line of said Unit 10 as follows: North 02°40'00" East, 96.05 feet; North 29°50'00" West, 565.00 feet; South 78°25'00" West, 745.00 feet; South 49°55'00" West, 345.00 feet; South 35°36'17" East, 359.36 feet; and South 65°00'00" East, 1,107.00 feet to the Westerly line of said Del Cerro Unit No. 9 above mentioned; thence along said Westerly line South 09°30'00" West, 184.74 feet to the most Northerly corner of Lot 957 of Del Cerro Unit No. 13, according to Map thereof No. 4572, filed in the Office of the County Recorder of San Diego County, June 22, 1960; thence along the boundary line of said Unit 13 as follows: South 28°40'29" West,

PARCEL 1 (Continued):

159.35 feet (Record: deed, File No. 75-306249, 159.94 feet); North 69°49'23" West, 650.62 feet; South 89°42'11" West, 527.41 feet; North 37°47'13" West, 401.85 feet; North 48°48'32" West, 254.23 feet; South 25°08'33" West, 307.13 feet; South 45°16'37" West, 555.27 feet; and South 71°26'41" West, 526.90 feet to the Southeasterly prolongation of the Northeasterly line of land described in deed to R. E. Hazard and Sons, recorded November 25, 1941 in Book 1264, Page 436 of Official Records; thence along said prolongation and said Northeasterly line, North 34°31'29" West (Record: North 34°55'00" West per deed recorded July 8, 1970 as File No. 70-119400 of Official Records), 307.31 feet to the Northerly corner of said Hazard's land; thence continuing along the boundary of said Hazard's land, South 72°32'53" West (Record: deed, File No. 70-119400, South 72°00'00" West), 695.51 feet to the Southeasterly line of Waring Road, as said street is located and established on the date of this instrument; thence along said Southeasterly line North 31°10'00" East, 698.10 feet to the Southwesterly corner of Presbyterian Palisades, according to Map thereof No. 3433, filed in the Office of the County Recorder of San Diego County, May 17, 1956; thence along the boundary of said Map 3433 as follows: EAST, 253.78 feet; North 54°00'00" East, 400.00 feet; North 28°29'15" East, 550.72 feet; and South 76°37'00" West, 270.00 feet to the Southwesterly terminus of that certain course designated South 41°07'00" West, 1,001.06 feet on the Map of Allied Gardens Unit No. 4, according to Map thereof No. 3136, filed in the Office of the County Recorder of San Diego County, October 13, 1954; thence along the boundary of said Allied Gardens Unit No. 4 as follows: North 41°07'00" East, 1,001.06 feet; South 48°53'00" East, 516.99 feet; North 49°06'08" East, 1,413.60 feet; North 14°01'00" East, 538.91 feet; North 22°00'00" West, 390.02 feet; and North 48°53'00" West, 120.00 feet to the most Southerly corner of Allied Gardens Unit No. 5, according to Map thereof 3218, filed in the Office of the County Recorder of San Diego County, April 20, 1955; thence along the boundary of said Allied Gardens Unit No. 5, North 38°29'15" East, 816.91 feet and South 50°46'00" East, 239.25 feet to the most Westerly corner of Lot 1681 of Allied Gardens Unit No. 6, according to Map thereof No. 3293, filed in the Office of the County Recorder of San Diego County, August 26, 1955; thence along the boundary of said Allied Gardens Unit No. 6, South 13°04'50" East, 505.29 feet and South 45°00'00" West, 325.66 feet to the most Westerly corner of Lot 1692 of said Allied Gardens Unit No. 6, being the most Northerly corner of land described in deed to the Southern California District of the Lutheran Church-Missouri Synod, recorded May 9, 1958 in Book 7052, Page 217 as Document No. 75333 of Official Records; thence along the boundary of said land as follows: South 45°00'00" West, 51.67 feet; SOUTH, 166.42 feet; South 45°00'00" East, 260.00 feet; and North 45°00'00" East, 169.34 feet to the most Southerly corner of Lot 1695 of said Allied Gardens Unit No. 6; thence along the boundary of said Allied Gardens Unit No. 6, North 45°00'00" East, 270.66 feet and North 80°00'00" East, 1,391.18 feet returning to the Point of Beginning.

PARCEL 2

All that portion of Lot 67 of Rancho Mission of San Diego, in the City of San Diego, County of San Diego, State of California, according to Partition Map thereof on file in the Office of the County Clerk of San Diego County, in Action No. 348 in Superior Court of said County entitled "Juan M. Luco, et al vs. The Commercial Bank of San Diego, et al," more particularly described as follows:

Beginning at the Northwest corner of Lot 901 of Del Cerro Unit No. 13, according to Map thereof No. 4572, filed in the Office of the County Recorder of San Diego County, June 22, 1960; thence along the Northerly line of Lots 901 and 902 of said Map No. 4572, North 71°26'41" East, 226.30 feet to the Southeasterly prolongation of the Northeasterly line of land described in deed to R. E. Hazard and Sons, recorded November 25, 1941 in Book 1264, Page 436 of Official Records; thence along said prolongation and said Northeasterly line, North 34°31'29" West (Record: North 35°01'01" West per deed recorded July 30, 1969 as File No. 69-137626 and North 34°55'00" West per deed recorded July 8, 1970 as File No. 70-119400), 307.31 feet to the Northerly corner of said Hazard's land; thence continuing along the boundary of said Hazard's land, South 72°32'53" West (Record: deed, File No. 69-137626, South 71°58'59" West and deed, File No. 70-119400, South 72°00'00" West), 695.51 feet to the Northwesterly corner of land described in Trustees' deed, recorded June 26, 1967 as File No. 67-091857, being also a point on the Southeasterly line of Waring Road, as said street is located and established on the date of this instrument; thence along said Northwesterly line of land described in said Trustees' deed and along said Southeasterly line of Waring Road, South 31°10'00" West (Record: deed, File No. 69-137626, South 31°13'07" West), 227.01 feet; thence continuing along the boundary line of said Waring Road as follows: South 58°51'09" East (Record: deed, File No. 69-137626, South 58°48'02" East), 20.00 feet; South 31°08'51" West (Record: deed, File No. 69-137626, South 31°11'58" West), 192.92 feet; South 05°09'18" West, 75.00 feet (Record: deed, File No. 69-137626, 75.02 feet); South 69°52'04" West, 52.53 feet (Record: deed, File No. 69-137626, South 69°52'37" West, 52.57 feet); and South 23°31'05" West (Record: deed, File No. 69-137626, South 23°32'59" West), 2.34 feet to the Northwesterly corner of Lot 70 of College Canyon Park Unit No. 3, according to Map thereof No. 6287, filed in the Office of the County Recorder of San Diego County, February 7, 1969; thence along the boundary of said Map No. 6287 and the Easterly prolongation thereof, South 68°20'22" East, 122.45 feet; thence leaving said boundary of said Map No. 6287, North 74°32'31" East, 833.11 feet to a point on the Westerly boundary of said Map No. 4572; thence along said Westerly boundary of Map No. 4572, North 12°02'16" West, 175.00 feet returning to the Point of Beginning.

PARCEL 3

All that portion of Lot 67 of Rancho Mission of San Diego, in the City of San Diego, County of San Diego, State of California, according to Partition Map thereof on file in the Office of the County Clerk of San Diego County, in Action No. 348 in Superior Court of said County entitled "Juan M. Luco, et al vs. The Commercial Bank of San Diego, et al," more particularly described as follows:

Beginning at the most Easterly corner of Lot 545 of Del Cerro Unit No. 9, according to Map thereof No. 3862, filed in the Office of the San Diego County Recorder, April 9, 1958; thence North 28°30'00" East, 25.00 feet; thence North 61°30'00" West, 80.00 feet; thence South 28°30'00" West, 25.00 feet to the most Northerly corner of said Lot 545; thence South 61°30'00" East, 80.00 feet returning to the Point of Beginning.

PARCEL 4

All that portion of Lot 975 of Allied Gardens Unit No. 5, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 3218, filed in the Office of the San Diego County Recorder, April 20, 1955, more particularly described as follows:

Beginning at the most Northerly corner of said Lot 975; thence along the common boundary between said Lot 975 and Lots 977 and 976 of said Map No. 3218, South 48°53'00" East, 133.60 feet to an angle point in the boundary of said Lot 975; thence South 51°30'45" East, 79.05 feet to a point on the Southeasterly line of said Lot 975; thence along said Southeasterly line of Lot 975, being also the Northwesterly line of Lot "E" of said Map No. 3218, South 38°29'15" West, 336.08 feet to the most Southerly corner of said Lot 975; thence along the common boundary between said Lot 975 and Lots 972, 973, and 974 of said Map No. 3218, North 23°02'40" West, 257.18 feet to the most Westerly corner of said Lot 975; thence along the common boundary between said Lot 975 and Lots 955, 954, 953, and 952 of said Map No. 3218, North 42°01'30" East, 220.03 feet returning to the Point of Beginning.

PARCEL 5

All that certain tract of land designated as "Parcel A" in Princess del Cerro Unit No. 2, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 5515, filed in the Office of the San Diego County Recorder, January 8, 1965.

PARCEL 6

All that certain tract of land designated as "Parcel A" in Princess del Cerro Unit No. 3, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 5616, filed in the Office of the San Diego County Recorder, August 20, 1965.

PARCEL 7

Lot "D" of Allied Gardens Unit No. 4, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 3136, filed in the Office of the San Diego County Recorder, October 13, 1954.

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Passed and adopted by the Council of The City of San Diego on JUN 06 1983,
 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<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"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Uvaldo Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Roger Hedgecock	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

ROGER HEDGECOCK
 Mayor of The City of San Diego, California.

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

(Seal)

By Maxwell L. Pontecorvo, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

MAY 23 1983

JUN 06 1983

, and on

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

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

(Seal)

By Maxwell L. Pontecorvo, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-15990 Adopted JUN 06 1983

00719

CERTIFICATE OF PUBLICATION

CITY OF SAN DIEGO
202 C St., 12th Floor
SAN DIEGO, CA 92101

ATTN.: MAYDELL L. PONTECORVO

IN THE MATTER OF

NO.

ORDINANCE NO. 0-15990

ORDINANCE NO. 0-15990
(New Series)

AN ORDINANCE SETTING ASIDE AND DEDICATING PORTIONS OF LOT 67, RANCHO MISSION OF SAN DIEGO; LOT 975, ALLIED GARDENS UNIT NO. 5; PARCEL "A," PRINCESS DEL CERRO UNIT NO. 2; PARCEL "A," PRINCESS DEL CERRO UNIT NO. 3; AND LOT "D," ALLIED GARDENS UNIT NO. 4, IN THE CITY OF SAN DIEGO, CALIFORNIA, FOR OPEN SPACE AND PUBLIC PARK PURPOSES.

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

Section 1. That portions of Lot 67, Rancho Mission of San Diego; Lot 975, Allied Gardens Unit No. 5; Parcel "A," Princess del Cerro Unit No. 2; Parcel "A," Princess Del Cerro Unit No. 3; and Lot "D," Allied Gardens Unit No. 4, which are more particularly described in Exhibit A on file in the office of the City Clerk, are hereby set aside and dedicated in perpetuity for open space and park purposes.

Section 2. That the City Clerk of said City be and he is hereby authorized and directed to file for record in the office of the San Diego County Recorder a certified copy of this ordinance.

Section 3. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

Passed and adopted by the Council of The City of San Diego on JUNE 6, 1983, by the following vote:

YEAS: Mitchell, McCoil, Jones, Struiksma, Gotch, Murphy, Martinez.

NAYS: None.

NOT PRESENT: Cleato

AUTHENTICATED BY:

ROGER HEDGECOCK,

Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR,

City Clerk of The City of San Diego, California.

(SEAL)

By MAYDELL L. PONTECORVO, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on MAY 23, 1983, and on JUNE 6, 1983.

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

CHARLES G. ABDELNOUR,

City Clerk of The City of San Diego, California.

(SEAL)

By MAYDELL L. PONTECORVO, Deputy.

Publish June 20, 1983

80-6491

I, Carrie Gedeon, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

ORDINANCE NO. 0-15990
(New Series)

is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to wit:

June 20, 1983

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 20th day of June, 1983.

Carrie Gedeon

(Signature)

00720

9 1/4" X 8.87 = 82.05