

(R-83-1083)

RESOLUTION NUMBER R- 257996

Adopted on FEB 22 1983

WHEREAS, Section 8330, et seq. of the Streets and Highways Code provides a procedure for the summary vacation of streets by City Council resolution where the portion of street to be vacated consists of a portion of a street or highway that lies within property under one ownership and that does continue through such ownership or end touching property of another, and

WHEREAS, in connection with said vacation the City desires to reserve certain easements; and

WHEREAS, the property owner has requested the vacation of Sutherland Street adjacent to Lot 7, Block 194, and Lot 10, Block 187 of Middletown; and

WHEREAS, those properties adjoining the streets to be vacated will continue to have access; and

WHEREAS, Sutherland Street to be vacated lies within property under one ownership and does not continue through such ownership or end touching the property of another; NOW,

THEREFORE

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

1. That Sutherland Street adjacent to Lot 7, Block 194 and Lot 10, Block 187 of Middletown, as more particularly shown on Drawing No. 15785-B on file in the office of the City Clerk as Document No. RR- 257996, which is by this reference

incorporated herein and made a part hereof, be and the same is hereby ordered vacated.

2. That The City of San Diego hereby reserves and excepts 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, drain 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 easements, together with the right of ingress thereto and egress therefrom, together with the right to maintain the said easements 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 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.

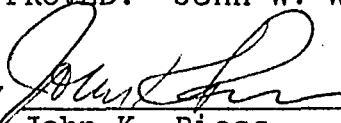
3. That The City of San Diego hereby reserves and excepts the right, from vacation and abandonment, easements, and rights of any public utility pursuant to any existing franchise or renewals thereof, at any time, or from time to time, to construct, maintain, operate, replace remove, renew, and enlarge overhead or underground lines of pipe, conduits, cables, wires, poles, and other structures, equipment, and fixtures for the

transportation and 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.

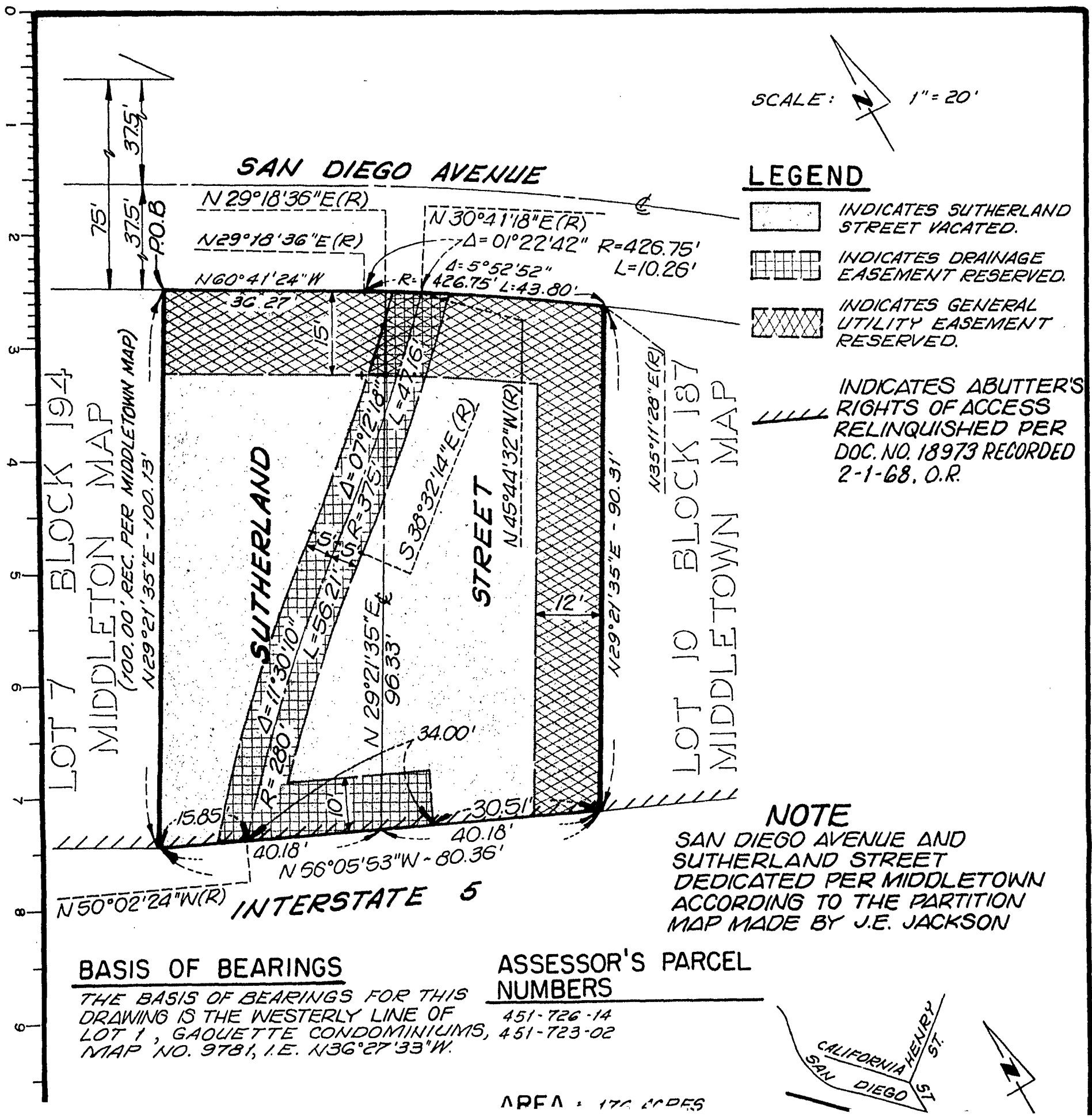
4. That the easements reserved herein are in, under, over, upon, along, and across Sutherland Street adjacent to Lot 7, Block 194, and Lot 10, Block 187 of Middletown, vacated by this document and as more particularly shown on Drawing 15785-B on file in the office of the City Clerk as Document No. RR-257996 -/

5. 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

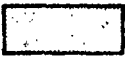


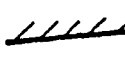
By 
John K. Riess
Deputy City Attorney

JKR:smm:221.1
1/10/83
Or.Dept:E&D
SA:80-649
W.O.120232
Dwg.15785-B
Form=r.none



SCALE: 1" = 20'

LEGEND

-  INDICATES SUTHERLAND STREET VACATED.
-  INDICATES DRAINAGE EASEMENT RESERVED.
-  INDICATES GENERAL UTILITY EASEMENT RESERVED.
-  INDICATES ABUTTER'S RIGHTS OF ACCESS RELINQUISHED PER DOC. NO. 18973 RECORDED 2-1-68, O.R.

NOTE

SAN DIEGO AVENUE AND SUTHERLAND STREET DEDICATED PER MIDDLETOWN ACCORDING TO THE PARTITION MAP MADE BY J.E. JACKSON

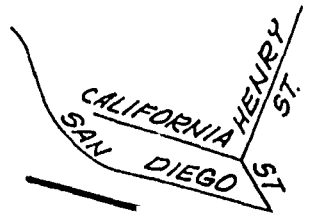
BASIS OF BEARINGS

THE BASIS OF BEARINGS FOR THIS DRAWING IS THE WESTERLY LINE OF LOT 1, GAUQUETTE CONDOMINIUMS, MAP NO. 9781, I.E. N36°27'33"W.

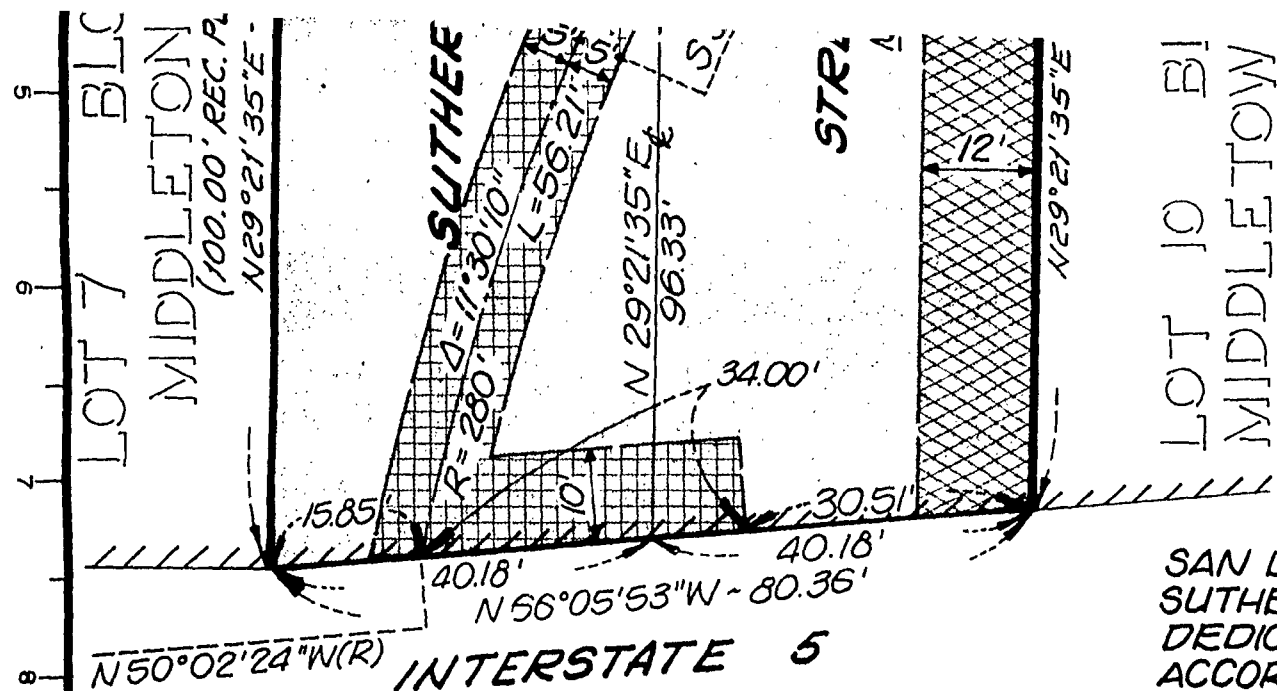
ASSESSOR'S PARCEL NUMBERS

451-726-14
451-723-02

AREA: 176 ACRES



00986



NOTE
 SAN DIEGO AVENUE AND
 SUTHERLAND STREET
 DEDICATED PER MIDDLETOWN
 ACCORDING TO THE PARTITION
 MAP MADE BY J.E. JACKSON

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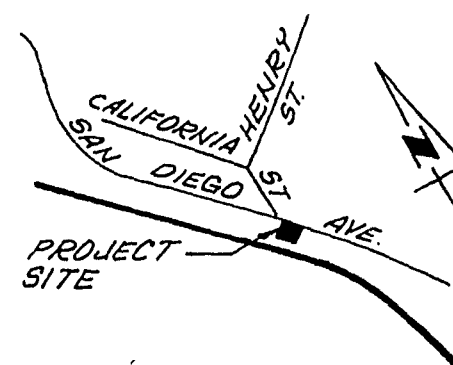
**ASSESSOR'S PARCEL
 NUMBERS**

451-726-14
 451-723-02

AREA : .176 ACRES

REFERENCE DRAWINGS

2754-D 6582-L
 8035-W L.O. 3553
 15063-G-D



VICINITY MAP
 NOT TO SCALE

CHARLES W. CHRISTENSEN
 & ASSOCIATES
 233 "A" STREET, SUITE 1200
 SAN DIEGO, CALIF. 92101
Charles W. Christensen DATE: 11/24/82
 CHARLES W. CHRISTENSEN, R.C.E. 8195

DOCUMENT NO. RR-257996-1
 FEB 22 1983
 FILED _____
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

**STREET VACATION - SUTHERLAND STREET, DRAINAGE AND GENERAL
 UTILITY EASEMENTS RESERVATION - ADJACENT TO LOT 7, BLOCK 194 AND
 LOT 10, BLOCK 187 OF MIDDLETOWN MAP.**

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	
ORIGINAL					SHEET 1 OF 1 SHEET	
					W.O. SA. 80-649 NO 120232	
					FOR CITY ENGINEER DATE CONTROL CERTIFICATION	
					210-1711 LAMBERT COORDINATES	
					15785-B	
STATUS						

A-7062

PRINTED
 DEC 17 1982

C.W.C. & A.

00987

00986

Passed and adopted by the Council of The City of San Diego on FEB 22 1983,
 by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Susan Golding	<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	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> VACANT

AUTHENTICATED BY:

BILL CLEATOR

Deputy Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By June A. Blackwell, Deputy.

(Seal)

Office of the City Clerk, San Diego, California

Resolution Number R-257996 Adopted FEB 22 1983