

(O-86-124)

ORDINANCE NUMBER O- 16606 (NEW SERIES)

ADOPTED ON MAR 10 1986

AN ORDINANCE SETTING ASIDE AND DEDICATING PORTIONS OF PUEBLO LOT 1311 OF THE PUEBLO LANDS OF SAN DIEGO, AND LOT 1 OF AZUL SQUARE, MAP 5838, IN THE CITY OF SAN DIEGO, CALIFORNIA, FOR A PUBLIC PARK.

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

Section 1. That a portion of Pueblo Lot 1311 of the Pueblo Lands of San Diego, and Lot 1 of Azul Square, Map 5838, which are more particularly described in Attachment A hereto which is by this reference incorporated herein, are hereby set aside and dedicated in perpetuity for park and recreational purposes.

Section 2. That the City Council of The City of San Diego hereby specifically reserves the right to establish underground public service easements through and across the dedicated property so long as the construction and maintenance of the subject easements do not substantially negatively impact the availability of the property for use for park and recreational purposes.

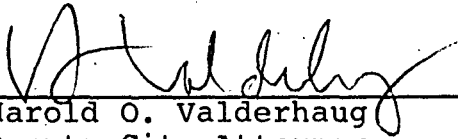
Section 3. That this ordinance is subject to any existing easements and any existing leases involving portions of the dedicated property.

Section 4. 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 5. 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
01/07/86
Or.Dept:Prop.
Job:918370
O-86-124
Form=o.sapp

LEGAL DESCRIPTION
For
Park Dedication
Along North Torrey Pines Road

PARCEL 1

That portion of Pueblo Lot 1311 of the Pueblo Lands of San Diego, according to Map thereof made by James Pascoe in 1870, a copy of which Map was filed in the Office of the County Recorder of said County of San Diego, November 14, 1921, as Miscellaneous Map No. 36, lying Westerly of the Westerly line of North Torrey Pines Road as said street is described in City Clerks Document 620479, recorded March 7, 1961 as File/Page 40838 in the Office of the County Recorder of San Diego County.

EXCEPTING THEREFROM that portion of said Pueblo Lot 1311 lying Northerly of the Southerly line of Lot 1 of La Jolla Farms, Lot 46, revised, according to Map thereof No. 9059, filed in the Office of the County Recorder of San Diego County, said Southerly line bears North 89°07'50" West, a distance of 24.42 feet.

ALSO EXCEPTING THEREFROM a strip of land within Lot 1311, being 15.00 feet wide, 7.50 feet on each side of the following described centerline:

Commencing at the Northeasterly corner of La Jolla Cliffs, according to Map thereof No. 2756, said corner being a point on the Westerly line of Pueblo Lot 1311 per said Miscellaneous Map 36; thence proceeding South 89°10'20" East 12.50 feet; thence North 0°50'00" East 294.19 feet; thence North 48°34'03" West 13.14 feet to intersection with the Southerly line of La Jolla Shores Drive, said Point of Intersection being the TRUE POINT OF BEGINNING of the herein described parcel; thence proceeding South 48°34'03" East 13.14 feet; thence South 0°50'00" West 294.19 feet; thence South 0°49'20" West 203.30 feet to the Southerly terminus of the herein described centerline.

The sidelines of said 15-foot-wide easement shall be prolonged or shortened to terminate in the North in the South line of La Jolla Shores Drive, and in the South in a line passing through the Southerly terminus that bears North 89°10'40" West.

ALSO EXCEPTING THEREFROM that portion of said Pueblo Lot 1311, being a strip of land more particularly described as follows:

Commencing at the Northeasterly corner of Lot 2 of La Jolla Cliffs, Map 2756, said point being on the Westerly line of Pueblo Lot 1311, and the Point of Beginning of the herein described parcel; thence proceeding South 89°10'20" East, 5.00 feet; thence South 0°49'20" West 194.30 feet; thence North 89°10'40" West 5.00 feet to a point on the Easterly line of said Map 2756; thence North 0°49'20" East 194.30 feet along the Westerly line of Pueblo Lot 1311 to the Point of Beginning of the herein described parcel.

PARCEL 2

Lot 1 of AZUL SQUARE, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 5838, filed in the Office of the County Recorder of San Diego on February 14, 1967.

450

Passed and adopted by the Council of The City of San Diego on MAR 10 1986
by the following vote:

| Councilmen | Yeas | Nays | Not Present | Ineligible |
|------------------|-------------------------------------|--------------------------|-------------------------------------|--------------------------|
| Abbe Wolfsheimer | <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"/> |
| Gloria McColl | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" 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"/> |
| Judy McCarty | <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:

ED STRUIKSMA
Deputy Mayor of The City of San Diego, California.

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

(Seal)

By Ellen Board, 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

FEB 24 1986, and on MAR 10 1986

~~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.

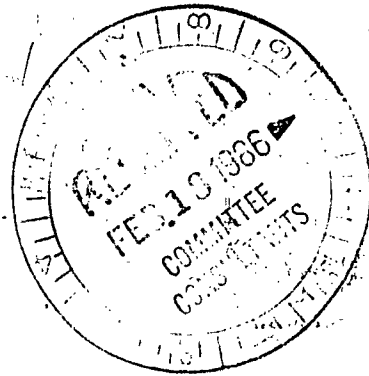
(Seal)

By Ellen Board, Deputy.

00249

Office of the City Clerk, San Diego, California

Ordinance Number 0-16606 Adopted MAR 10 1986



00250

CERTIFICATE OF PUBLICATION

CITY OF SAN DIEGO
OFFICE OF CITY CLERK
ATTN: ELLEN BOVARD
202 C STREET, 12TH FLOOR
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

AN ORDINANCE SETTING ASIDE AND DEDICATING PORTIONS OF PUEBLO LOT 1311 OF THE PUEBLO LANDS OF SAN DIEGO, AND LOT 1 OF AZUL SQUARE, MAP 5838, IN THE CITY OF SAN DIEGO, CALIFORNIA, FOR A PUBLIC PARK.

**ORDINANCE NUMBER O-16606 (NEW SERIES)
ADOPTED ON MARCH 10, 1986**

AN ORDINANCE SETTING ASIDE AND DEDICATING PORTIONS OF PUEBLO LOT 1311 OF THE PUEBLO LANDS OF SAN DIEGO, AND LOT 1 OF AZUL SQUARE, MAP 5838, IN THE CITY OF SAN DIEGO, CALIFORNIA, FOR A PUBLIC PARK.

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

Section 1. That a portion of Pueblo Lot 1311 of the Pueblo Lands of San Diego, and Lot 1 of Azul Square, Map 5838, which are more particularly described in Attachment A hereto which is by this reference incorporated herein, are hereby set aside and dedicated in perpetuity for park and recreational purposes.

Section 2. That the City Council of The City of San Diego hereby specifically reserves the right to establish underground public service easements through and across the dedicated property so long as the construction and maintenance of the subject easements do not substantially negatively impact the availability of the property for use for park and recreational purposes.

Section 3. That this ordinance is subject to any existing easements and any existing leases involving portions of the dedicated property.

Section 4. 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 5. 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 March 10, 1986, by the following vote:

YEAS: Wolfsheimer, Cleator, Jones, Struiksma, Gotch, McCarty, Martinez.

NAYS: None.

NOT PRESENT: McColl, Mayor-vacant.

AUTHENTICATED BY:

ED STRUIKSMA

Deputy Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR,

City Clerk of The City of San Diego, California.

By ELLEN BOVARD, Deputy,

(Seal)

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 February 24, 1986, and on March 10, 1986.

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.

By ELLEN BOVARD, Deputy.

(Seal)

Pub. Mar. 24

44802

I, Gerald F. Blair, 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 NUMBER O-16606 (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:

MARCH 24, 1986

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

Dated at San Diego, California this 24th day of MARCH, 1986.



(Signature)

00251

5 x 2 x 9.76 = 97.60