

(O-86-165)

ORDINANCE NUMBER O- 16621 (NEW SERIES)

ADOPTED ON APR 14 1986

AN ORDINANCE SETTING ASIDE AND DEDICATING PORTIONS OF LOTS 58, 59, 60 AND 70 OF RANCHO MISSION OF SAN DIEGO, 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 portions of Lots 58, 59, 60 and 70 of Rancho Mission of San Diego, 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 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 4. 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
03/18/86
Or.Dept:Prop.
Job:918428
O-86-165
Form=o.sapp

LEGAL DESCRIPTION

All those portions of Lots 58, 59, 60 and 70, Rancho Mission of San Diego, California according to the Partition Map thereof, made in Superior Court Case No. 348 and filed in the San Diego County Recorder's Office as Map No. 330; all of those portions of Lots C, D and E, Referee's Partition Map of a portion of Lot 70, Rancho Mission of San Diego filed in Superior Court Case No. 15191; and all of those portions of Lots 15, 26, 27, and 38 of Rosedale Tract according to the Map thereof No. 825 filed in the Office of the Recorder of San Diego County, in the City of San Diego, County of San Diego, State of California, more particularly described as follows:

Beginning at the Southwesterly corner of Lot 60 of said Rancho Mission of San Diego; thence North $56^{\circ}35'22''$ East, 643.84 feet along the Southeasterly line of said Lot 60, being also the Admiral Baker Field Boundary as shown on Eleventh Naval District Public Works Office, San Diego, California, Yards and Docks Drawing No. 722388; thence North $17^{\circ}34'45''$ West 675.47 feet to a point on said boundary, said point also being the TRUE POINT OF BEGINNING; thence departing from said boundary, North $43^{\circ}56'57''$ East, 2,316.11 feet; thence North $63^{\circ}59'00''$ East, 1,869.44 feet; thence North $26^{\circ}33'55''$ East, 894.47 feet; thence North $18^{\circ}59'16''$ East, 2,458.78 feet; thence North $57^{\circ}45'42''$ East, 389.24 feet to a point on the Westerly Boundary of the Second San Diego Aqueduct Right-of-Way as shown on San Diego County Water Authority, Map No. Sr-34; thence North $32^{\circ}14'18''$ West along the Westerly line of said Second San Diego Aqueduct, 620.64 feet to the centerline of Balboa Avenue as shown on City Engineer's Drawing No. 10600-6-D as filed in the Office of the City Engineer, San Diego, California; thence South $50^{\circ}42'38''$ West along the centerline of said Balboa Avenue, 146.12 feet to the beginning of a tangent 2,000-foot radius curve, concave Northerly; thence along the arc of said curve, through a central angle of $35^{\circ}28'31''$ a distance of 1,238.32 feet; thence South $86^{\circ}11'09''$ West, 1,647.54 feet to the beginning of a 2,000-foot radius curve, concave Northerly; thence along the arc of said curve, through a central angle of $39^{\circ}34'05''$ a distance of 1,381.19; thence North $54^{\circ}14'46''$ West, 618.97 feet; thence leaving the center line of said Balboa Avenue, South $35^{\circ}45'14''$ West, 51.00 to the sideline thereof; thence South 6,115.58 feet to a point on the Northerly line of said Admiral Baker Field Boundary; thence South $41^{\circ}09'11''$ East along said Admiral Baker Field Boundary, 362.03 feet to the TRUE POINT OF BEGINNING. Containing 431.43 Acres more or less. Basis of bearing for the above-described parcel of land is California Coordinate Grid, Zone 6, between Station Black and Station Cowles, i.e., North $22^{\circ}25'40.7''$ West. Containing 421.24 Acres.

EXCEPTING from the above-described land the following four parcels:

All that portion conveyed to Harold J. O'Brien by Quitclaim Deed dated October 6, 1972 recorded as Document No. 320546 in Book 1972, Official Records, County of San Diego, containing 150.24 acres more or less

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and

Parcel 2 of that property described in Quitclaim Deed to San Diego Unified School District dated May 15, 1963 recorded July 30, 1963 as Document No. 133511 in Series 4, Book 1963, Official Records, County of San Diego, containing 12.44 acres more or less

and

Parcel B, described in Quitclaim Deed dated July 25, 1967, to the City of San Diego, recorded August 5, 1968, as Document No. 132101 in Book 1968, Series 9 of Official Records, County of San Diego and containing 6.24 acres more or less

and

All that portion lying within the above-described property conveyed by Quitclaim Deed dated October 15, 1968 to Leland S. Murphy, recorded as Document No. 201101 on November 15, 1968, Official Records, County of San Diego.

The acreage of Parcel 6c being 195.66 acres more or less after the deduction of the four exceptions.

An easement and right of way for road purposes, TOGETHER WITH the right to enter upon the land adjacent to said road for the purposes to cut, grade and fill slopes and embankments for the support of said road, over, under, along and across those portions of Lots "B" and "C" of the Subdivision of a portion of Lot 70 of the Rancho Mission of San Diego, partly in the City of San Diego, and the County of San Diego, State of California, according to the Referee's Partition Map of a portion of said Lot 70 made in an action entitled "San Diego Realty Company, a Corporation vs. Maria Y. Olvera De Toro, et al," (Superior Court Civil Case No. 15191), and on file in the Office of the County Clerk of said San Diego County, described as follows:

Beginning at Engineer's Station 157+98.12 on the centerline of Road Survey No. 1634 on file in the Office of the County Engineer of said County; thence along said centerline South 73°09'07" West (Record South 73°17'33" West) 344.05 feet; thence North 16°50'53" West 55.00 feet to the Northerly right-of-way of said Road Survey 1634, being also the TRUE POINT OF BEGINNING; thence North 41°24'24" West 325.19 feet; thence North 37°59'48" West 390.65 feet to the beginning of a tangent 325.00-foot radius curve concave Northeasterly; thence Northwesterly along said curve through a central angle of 06°49'36" an arc distance of 38.72 feet; thence tangent to said curve North 31°10'12" West 73.74 feet to the beginning of a tangent 375.00-foot radius curve concave Southwesterly; thence Northwesterly along said curve through a central angle of 13°49'48" an arc distance of 90.52 feet; thence tangent to said curve North 45°00'00" West 127.33 feet to the beginning of tangent 125.00-foot radius curve concave Northeasterly; thence Northwesterly

along said curve through a central angle of 24°25'35" an arc distance of 53.29 feet; thence tangent to said curve North 20°34'25" West 161.33 feet to the beginning of a tangent 145.00-foot radius curve concave Northeasterly; thence Northerly along said curve through a central angle of 37°19'16" an arc distance of 94.45 feet to a point in a reverse curve through a central angle of 47°05'00" an arc distance of 225.98 feet; thence tangent to said reverse curve North 30°20'09" West 616.00 feet to the beginning of a tangent 325.00-foot radius curve concave Northeasterly; thence Northwesterly along said curve through a central angle of 28°00'00" an arc distance of 158.82 feet to a point in a reverse 275.00-foot radius curve; thence along said reverse curve through a central angle of 47°00'00" an arc distance of 225.58 feet; thence tangent to said reverse curve North 49°20'09" West 182.00 feet to the beginning of a tangent 125.00-foot radius curve concave Northeasterly; thence Northwesterly along said curve through a central angle of 23°30'00" an arc distance of 51.27 feet; thence tangent to said curve North 25°50'09" West 200.00 feet to the beginning of a tangent 125.00-foot radius curve concave Easterly; thence Northerly along said curve through a central angle of 28°50'09" an arc distance of 62.91 feet to a point in a reverse 275.00-foot radius curve; thence Northerly along said reverse curve through a central angle of 29°01'33" an arc distance of 139.31 feet to a point in the Northerly boundary of that parcel of land shown on Record of Survey Map No. 7328 on file in the Office of the County Recorder of said County; thence along said Northerly Boundary; South 33°57'08" West 22.88 feet; and South 06°08'12" East 494.88 feet to a point in a non-tangent 275.00-foot radius curve concave Northeasterly, a radial line to said point bears South 46°28'04" West; thence Southeasterly along said curve through a central angle of 05°48'13" an arc distance of 27.86 feet; thence tangent to said curve South 49°20'09" East 182.00 feet to the beginning of a tangent 125.00-foot radius curve concave Southwesterly; thence Southeasterly along said curve through a central angle of 47°00'00", an arc distance of 102.54 feet to a point in a reverse 475.00-foot radius curve; thence Southeasterly along said reverse curve through a central angle of 28°00'00" an arc distance of 232.13 feet; thence tangent to said curve South 30°20'09" East 576.00 feet; thence South 16°31'00" East 52.09 feet; thence South 41°56'00" West 72.58 feet; thence South 25°24'40" East 124.00 feet to a point in a non-tangent 295.00-foot radius curve concave Northerly, a radial line to said point bears North 89°28'00" West; thence Southerly along said curve through a central angle of 21°06'25" an arc distance of 108.67 feet; thence tangent to said curve South 20°34'25" East 161.33 feet to the beginning of a tangent 275.00-foot radius curve concave Northeasterly; thence Southeasterly along said curve through a central angle of 24°25'35" an arc distance of 117.24 feet; thence tangent to said curve South 45°00'00" East 127.33 feet to the beginning of a tangent 225.00-foot radius curve concave Southwesterly; thence Southeasterly along said curve through a central angle of 13°49'48" an arc distance of 54.31 feet; thence tangent to said curve South 31°10'12" East 73.74 feet to the beginning of a tangent 475.00-foot radius curve concave Northeasterly; thence

Southeasterly along said curve through a central angle of $06^{\circ}49'36''$, an arc distance of 56.60 feet; thence tangent to said curve distance of 56.60 feet; thence tangent to said curve South $37^{\circ}59'48''$ East 390.65 feet to the beginning South $37^{\circ}59'48''$ East 390.65 feet to the beginning of a tangent 925.00-foot radius curve concave Southwesterly; thence Southeasterly along said curve through a central angle of $09^{\circ}22'19''$ an arc distance of 151.30 feet; thence along a non-tangent line South $54^{\circ}05'00''$ West 142.08 feet; thence South $20^{\circ}17'09''$ East 55.00 feet to a point in said Northerly right-of-way of Road Survey No. 1634, being also a point in a 2,555.00-foot radius curve concave Southerly, a radial line to said point bears North $20^{\circ}17'09''$ West. (Record North $20^{\circ}08'33''$ West); thence Easterly along said Northerly right-of-way and said curve through a central angle of $03^{\circ}26'16''$ an arc distance of 153.00 feet; thence continuing along said line, tangent to said curve North $73^{\circ}09'07''$ East (Record North $73^{\circ}17'33''$ East) 210.00 feet to the TRUE POINT OF BEGINNING.

Job. 918428/Drawing/Misc./ANTHONY/baa(1)43/2-24-86

APR 14 1986

Passed and adopted by the Council of The City of San Diego on
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 type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Mayor | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

VACANT

AUTHENTICATED BY:

(Seal)

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

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

By *Barbara Baxter*, 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

MAR 31 1986

APR 14 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.

(Seal)

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

By *Barbara Baxter*, Deputy.

00326

Office of the City Clerk, San Diego, California

Ordinance Number **0-16621** Adopted **APR 14 1986**

RECEIVED
CITY CLERK'S OFFICE
1936 MAR 19 PM 2:20
SAN DIEGO, CALIF.

00327

CERTIFICATE OF PUBLICATION

CITY OF SAN DIEGO
OFFICE OF CITY CLERK
ATTN: BARBARA BAXTER
202 C STREET 12th FLOOR
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

AN ORDINANCE SETTING ASIDE AND DEDICATING PORTIONS OF LOTS 58, 59, 60 AND 70 OF RANCHO MISSION OF SAN DIEGO, CALIFORNIA, FOR A PUBLIC PARK.

ORDINANCE NUMBER 0-16621

ORDINANCE NUMBER 0-16621 (NEW SERIES)

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

Section 1: That portions of Lots 58, 59, 60 and 70 of Rancho Mission of San Diego, 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 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 4: 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 APR 14, 1986 by the following vote:

YEAS: Wolfshelmer, Cleator, Jones, Struiksma, Gotch, McCarty.

NAYS: None.

NOT PRESENT: McCall, Martinez.

VACANT: Mayor.

AUTHENTICATED BY:

ED STRUIKSMAN

Deputy Mayor of The City of San Diego, California

CHARLES G. ABDELNOUR

(SEAL)

City Clerk of the City of San Diego, California

By BARBARA BAXTER, Deputy

I HEREBY CERTIFY that the above and foregoing is a full, true and correct copy of ORDINANCE NO. 0-16621 (New Series) of the City of San Diego, California.

I FURTHER CERTIFY that said 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 MAR 31 1986, and on APR 14 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

(Seal)

By BARBARA BAXTER, Deputy

Pub. April, 28

46689

I, Thomas D. Kelleher, 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 0-16621

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:

April 28, 1986.

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

Dated at San Diego, California this 28th day of April, 1986.

Thomas D. Kelleher

(Signature)

9 1/2 x 9.76 = 92.72

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