

(O-87-225)

ORDINANCE NUMBER O- 16888 (NEW SERIES)

ADOPTED ON JUL 06 1987

AN ORDINANCE SETTING ASIDE AND DEDICATING A PORTION OF LOT 23 OF THE RANCHO EX-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:

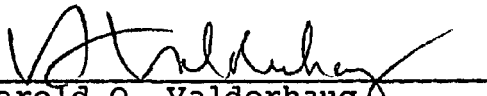
Section 1. That a portion of Lot 23 of the Rancho Ex-Mission of San Diego, which is more particularly described in Attachment A hereto which is by this reference incorporated herein, is hereby set aside and dedicated in perpetuity for park and recreational purposes.

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
06/01/87
Or.Dept:Prop.
Job:919210
O-87-225
Form=o.sapp

KENSINGTON HILLSIDES
Legal Description

The following described real property in the City of San Diego, County of San Diego, State of California:

That portion of Lot 23 of the Rancho Ex-Mission of San Diego, in the City of San Diego, County of San Diego, State of California, according to Partition Map of said Rancho on file in the Office of the County Clerk of San Diego County, and also as described in a Deed by Guy C. Lichty to William P. Heath, Jr., recorded February 17, 1939 in the County Recorder's Office in Book 873, page 282 of Official Records, particularly described as follows:

Beginning at a point on the West line of said Lot 23 distant thereon North 00°19'00" West 3405.03 feet from the Southwest corner of said Lot 23, said point being also the Northwesterly corner of Talmadge Park Unit 2, according to Map thereof No. 1878, filed in the County Recorder's Office, February 1 1926; thence along the Northerly and Easterly boundaries of said Talmadge Park Unit 2, the following courses and distances:

North 89°56'00" East 943.82 feet; North 70°02'00" East 401.09 feet; South 62°02'00" East 366.86 feet; South 15°24'00" East 316.36 feet; South 18°16'00" West 328.57 feet; South 29°57'00" West 356.60 feet; thence leaving the boundary of said Talmadge Park Unit 2, South 84°53'00" East to an intersection with the Westerly line of Road Survey No. 323, said Road Survey being also known as Fairmount Avenue; thence Northerly along the Westerly line of said Road Survey to an intersection with the Southeasterly prolongation of the Southwesterly line of Lot 114 of Kensington Heights Unit No. 2, according to Map thereof No. 1912, filed in the County Recorder's Office, May 24, 1946; thence along the said prolongation North 53°16'37" West (Record North 52°46'47" West) to the most Southerly corner of said Lot 114; thence along the boundary of said Kensington Heights Unit No. 2 the following courses and distances:

South 71°45'43" West, (Record South 72°15'33" West) 220 feet; North 48°14'17" West (Record North 47°44'27" West) 250.00 feet; South 60°45'43" West (Record South 61°15'33" West) 220.00 feet; South 00°14'17" East (Record South 00°15'33" West) 200 feet; South 89°38'30" West (Record North 89°51'40" West) 97.18 feet; South 00°20' East (Record South 00°09'50" West) 206.97 feet; South 64°41' West (Record South 65°10'50" West) 270 feet; North 64°49' West (Record North 64°19'10" West) 350 feet to a point in the Westerly line of said Lot 23 of Ex-Mission Rancho; thence along said Westerly line, South 00°19'00" East, 404.99 feet to the Point of Beginning.

EXCEPTING THEREFROM those portions granted to the City of San Diego by Deeds recorded July 18, 1958 in Book 7186, page 469, and May 18, 1959 in Book 7666, page 549, both of Official Records.

Assessor's Parcel 465-080-01
Containing 22.44 Acres

16888

EXHIBIT A

All that portion of Lot 23 of Rancho Ex-Mission of San Diego, in the County of San Diego, State of California, as per partition map of said Rancho on file in the Office of the County Clerk of San Diego County and also as described in a deed by Guy C. Lichty to William P. Heath, Jr., dated February 3, 1939 and which portion of land lies South of the Northerly line of said Lot 23; Westerly of the West line of Road Survey No. 323, said Road Survey being also known as Fairmount Avenue; North of the Southeasterly prolongation of the Southwesterly line of Lot 114 of Kensington Heights No. 2, according to Map No. 1912; Easterly of the Easterly boundaries of said Kensington Heights No. 2.

EXCEPTING THEREFROM that portion of Lot 23 described as follows:

Beginning at a point in the Northerly line of Lot 108 of Kensington Heights Unit No. 2, in the County of San Diego, State of California, according to Map thereof No. 1912, filed in the Office of the County Recorder of San Diego County, May 24, 1926, said Point of Beginning being distant along the Northerly line of said Lot 108 and Lot 109 of said Unit 2 North $72^{\circ}14'27''$ West 105.58 feet from the Northerly corner common to said Lot 109 and Lot 110 of said Unit 2; thence along the Northerly and Easterly boundary of said Kensington Heights Unit No. 2 (being also along the boundaries of Lots 108, 109, 110, 111 and 112 of said Unit No. 2) the following courses and distances:

South $72^{\circ}14'27''$ East 255.58 feet, South $24^{\circ}44'27''$ East 160 feet and South $09^{\circ}15'33''$ West 110 feet to the Southeasterly corner of said Lot 112; thence along the Easterly prolongation of the Southerly line of said Lot 112 North $88^{\circ}08'19''$ East 100 feet; thence North $03^{\circ}05'05''$ West 458.99 feet to a line which bears North $78^{\circ}08'48''$ East from a reference point which is North $06^{\circ}24'$ East 52.39 feet from the Point of Beginning; thence South $78^{\circ}08'48''$ West 362.11 feet to said above-described reference point; thence South $06^{\circ}24'$ West 52.39 feet to the Point of Beginning.

EXCEPTING THEREFROM those portions granted to the City of San Diego by deeds recorded July 18, 1958 in Book 7186, page 469, of Official Records, and May 18, 1959 in Book 7666, page 549, of Official Records.

Assessor's Parcel 465-080-02
Containing 12.36 Acres

Beginning at the most Southerly corner of Lot 293 of Talmadge Park Unit No. 2; thence South $84^{\circ}49'32''$ East (Record South $84^{\circ}53'$ East) 227.50 feet; thence South $04^{\circ}39'38''$ West 166.22 feet; thence South $21^{\circ}03'54''$ West 273.41 feet; thence North $65^{\circ}14'32''$ West 83.75 feet; thence North $43^{\circ}41'40''$ West 119.66 feet; thence North $79^{\circ}37'29''$ West 119.24 feet to a point in the arc of a 335-foot radius curve, concave Southwesterly, a radial of which curve bears North $16^{\circ}41'45''$ East to said point; thence continuing Northwesterly and Westerly along the arc of said curve and along the Northeasterly line of Aldine Drive 151.13 feet, more or less, to the South easterly corner of Lot 257 of Talmadge Park Unit No. 2; thence North $46^{\circ}52'08''$ East (Record North $46^{\circ}58'08''$ East) 422.31 feet to the Point of Beginning.

Assessor's Parcel 465-430-01
Containing 2.87 Acres

In Rancho Ex-Mission partition:

Beginning at the most Southerly corner of Lot 89, Talmadge Park Map 1869; thence North 33°36'00" East, 658.77 feet; thence North 02°30'20" West, 320.31 feet; thence North 82°19'25" East, 321.88 feet; North 42°23'20" East, 434.61 feet to the most Easterly corner of Lot 56 of said Talmadge Park; thence South 55°03'59" East, 18.00 feet; South 15°13'18" West, 95.58 feet; thence South 37°50'50" West, 392.00 feet; South 40°43'28" West, 300.61 feet; thence South 38°45'55" West, 201.33 feet; thence South 40°10'30" West, 302.64 feet; thence South 45°53'22" West, 215.56 feet to the Point of Beginning.

Assessor's Parcel 465-430-02
Containing 3.50 Acres

EXCEPTING THEREFROM those portion of said parcels that are dedicated street.

Job 919210/Anthony/jw(108-2)/4-1-87

MAP SEE

61

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E

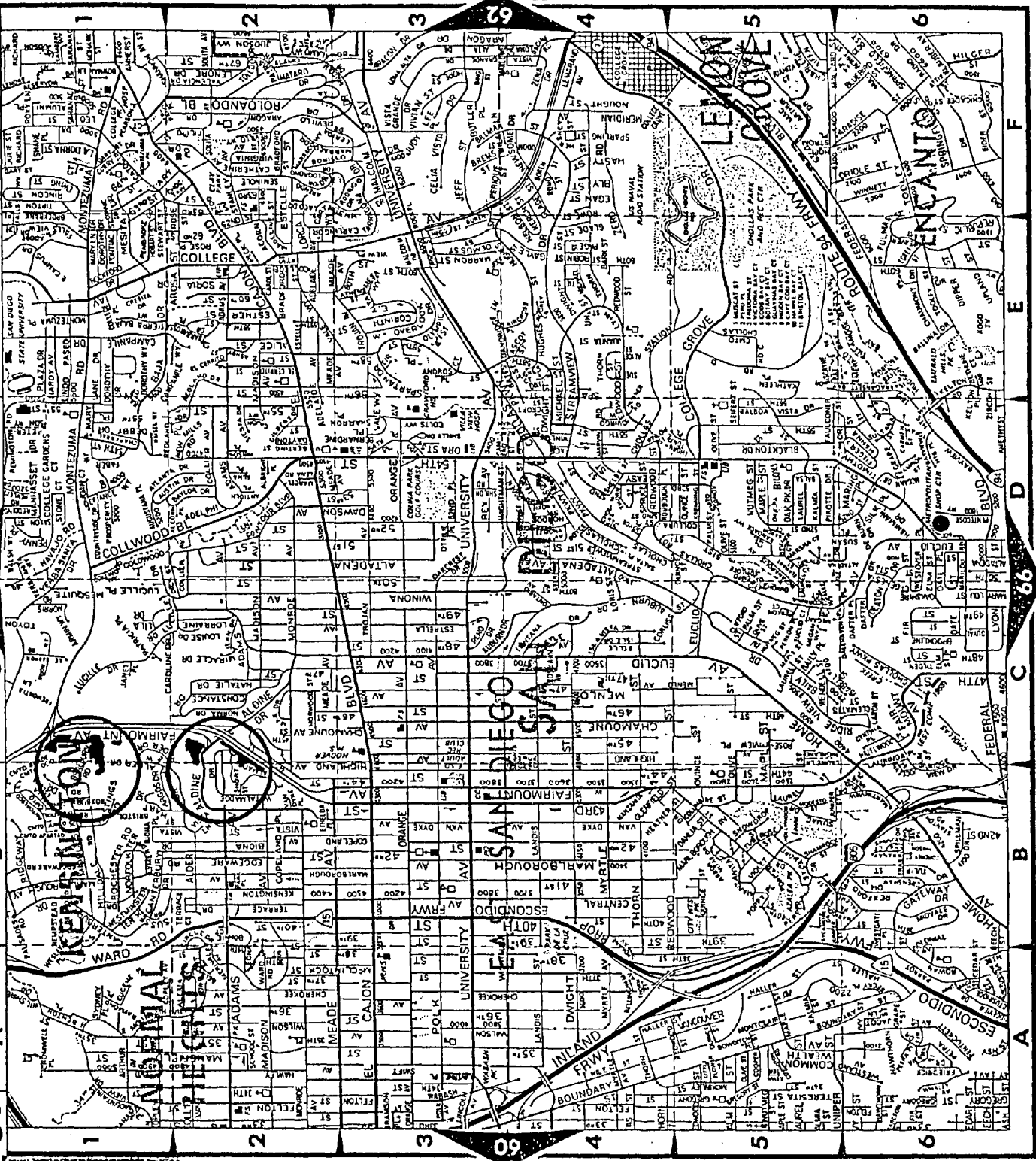
D

C

B

A

61



MAP

SEE

66

60

MAP SEE

SAN DIEGO CO.

1985

5' E

Passed and adopted by the Council of The City of San Diego on.....**JUL 06 1987**,
by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
William Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ed Struiksm	<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"/>
Celia Ballesteros	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

.....**MAUREEN O'CONNOR**.....
Mayor of The City of San Diego, California.

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

(Seal)

By *Charles G. Abdelnour*....., 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

.....**JUN 22 1987**....., and on**JUL 06 1987**.....

~~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 *Charles G. Abdelnour*....., Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number **0-16888** Adopted **JUL 06 1987**

RECEIVED
CITY CLERK'S OFFICE
1987 JUN 10 PM 2:11
SAN DIEGO, CALIF.

JUN 10 1987

JUN 10 1987

CERTIFICATE OF PUBLICATION

CITY OF SAN DIEGO
202 C STREET, 2ND FLOOR
SAN DIEGO, CA 92101
ATTN: MAYDELL L. PONTECORVO

1987 JUL 28 AM 11:54
CITY OF SAN DIEGO
CLERK OF THE CITY

IN THE MATTER OF
AN ORDINANCE SETTING ASIDE AND DEDICATING A PORTION OF
LOT 23 OF THE RANCHO EX-MISSION OF SAN DIEGO, IN THE
CITY OF SAN DIEGO, CALIFORNIA, FOR A PUBLIC PARK.

NO.

ORDINANCE NUMBER O-16888 (NEW SERIES)

AN ORDINANCE SETTING ASIDE AND DEDICATING A PORTION OF LOT 23 OF THE RANCHO EX-MISSION OF SAN DIEGO, IN THE CITY OF SAN DIEGO, CALIFORNIA, FOR A PUBLIC PARK.

This ordinance sets aside and dedicates a portion of Lot 23 of the Rancho Ex-Mission of San Diego, in the City of San Diego, California, for a public park. A copy of the ordinance, with a specific description of the property as Attachment A, is on file in the office of the City Clerk and available for public inspection.

A complete copy of the Ordinance is available for inspection in the Office of the City Clerk of the City of San Diego, 2nd Floor, City Administration Building, 202 C Street, San Diego, CA 92101.

Passed and adopted by the Council of The City of San Diego on JULY 06 1987, by the following vote:
YEAS: Wolfheimer, Struikema, Gotch, McCarty, Ballesteros, Mayor O'Connor.
NAYS: None.
NOT PRESENT: Cleator, McColl, Jones.

AUTHENTICATED BY: MAUREEN O'CONNOR
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 JUNE 22, 1987, and on JULY 6, 1987.

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.
Pub. July 22

85493

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

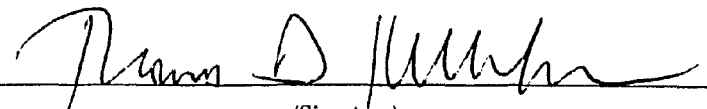
ORDINANCE NUMBER O-16888 (NEW SERIES)

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:

JULY 22

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

Dated at San Diego, California this 22 day of JULY, 19 87.



(Signature)

3 3/4" x 8 10.24 x 2 = 876 80