

(O-89-133)

ORDINANCE NUMBER O- 17235 (NEW SERIES)

ADOPTED ON JAN 30 1989

AN ORDINANCE SETTING ASIDE AND DEDICATING PARCEL J, BEING ALL THAT CERTAIN REAL PROPERTY DESIGNATED AS THE "PLAZA" ON MAP OF HORTON'S ADDITION, TOGETHER WITH THE NORTHERLY 27 FEET OF PLAZA STREET LYING CONTIGUOUS TO SAID PLAZA AND CLOSED TO PUBLIC USE, 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 Parcel J, being all that certain real property designated as the "Plaza" on the map of Horton's Addition, together with the northerly 27 feet of Plaza Street lying contiguous to said Plaza and closed to public use, 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
12/21/88
Or.Dept:Prop.
Job:919797
O-89-133
Form=o.sapp

ATTACHMENT "A"

<u>Suggested Name</u>	<u>Parcel</u>	<u>Acreage</u>	<u>Council Dist.</u>	<u>Location and Area</u>	<u>Redi-Book Page(s)</u>	<u>Thomas Bros. Page(s)</u>
Adams Avenue Park	A	.255	3	East of Mansfield St. at Adams Ave.	358	61 A2
Boone Park	B	4.694	4	North side of Bullock Dr. between Shady Oak Rd. & Deep Dell Rd.	498	67 B3
City Heights Community Park	C	.063	3	West side of Highland Ave. at Wightman St.	367	61 C4
City Heights Community Park	D	.143	3	West side of Highland Ave. at Wightman St.	367	61 C4
City Heights Community Park	E	.063	3	Southwest corner of Highland Ave. & Wightman St. intersection	367	61 C4
City Heights Community Park	F	.143	3	West side of Highland Ave. at Wightman St.	367	61 C4
City Heights Community Park	G	.063	3	West side of Highland Ave. at Wightman Ave.	367	61 C4
City Heights Community Park	H	.099	3	South side of Wightman St. on alley	367	61 C4
Doyle Community Park	I	13.14	1	West of Cargill & Decoro St. intersection, east of Regents Rd. & Berino Ct. intersection between Nobel Dr. & Arriba St.	322	44 D2
Horton Plaza	J	.487	8	Between Third & Fourth Aves. on Broadway in front of Robinsons Dept. Store	455	65 C1
Old Trolley Barn Park	K	8.655	2	North side of Adams Ave. between Park Blvd. & Panorama Dr.	354	60 D&E2
Ridgewood Park	L	8.53	5	Northwesterly of intersection of La Tortola & Paseo Montril in Rho. Penasquitos	192	36 B4

Soland Highland Park	M	11.980	1	East of High Bluff Dr. between Overpark Rd. & Long Run Dr. in Del Mar Heights area	164	34 C3
De la Madrid Park	N	1.450	8	West of I-805, east of Smythe Ave., between I-905 & Avenida de la Madrid	494/ 502	72 A6
Torrey Pines Golf Course & City Park	O	4.072	1	New driving range	302/ 303	38 B3

JAS:jw(108-4)
10-18-88

LEGAL DESCRIPTION

Parcel A

That portion of Lot 32 in resubdivision of portion of Block 40 of Normal Heights, according to Map 1312 filed in the Office of the County Recorder, and that portion of Lots 30 and 31 of Block 40 of Normal Heights, according to Map thereof No. 985 filed in the Office of the County Recorder, in the City of San Diego, County of San Diego, State of California, described as follows:

Beginning at the Northwest corner of said Lot 32; thence along the Northerly line thereof and its Easterly prolongation South $89^{\circ}29'09''$ East, 265.39 feet to the Northeast corner of said Lot 31, said point being the beginning of a curve concave Easterly, having a radius of 628.00 feet, a radial line to said point bears North $89^{\circ}29'09''$ West; thence Southerly along said curve and the Easterly line of said Lot 31, 64.13 feet through a central angle of $05^{\circ}51'02''$; thence North $89^{\circ}04'35''$ West, 6.57 feet; thence North $04^{\circ}18'01''$ West, 8.50 feet; thence parallel with said Northerly line of said Lot 32 North $89^{\circ}29'09''$ West, 261.37 feet to the West line of said Lot 32; thence along said West line North $00^{\circ}30'24''$ East, 55.50 feet to the Point of Beginning.

Excepting therefrom the Northerly 41.00 feet of the Easterly 90.00 feet of said Lots 30 and 31. Said Northerly 41.00 feet being measured at right angles to the Northerly line thereof, and said Easterly 90.00 feet being measured along the Northerly line of said Lots 30 and 31.

Parcel B

Lot 134, View Ridge Unit 3, in the City of San Diego, County of San Diego, State of California according to Map thereof No. 11693 filed in the Office of the County Recorder of San Diego County, December 18, 1986.

Parcel C

The East 82 feet of Lot 45 and the East 82 feet of the South $8\frac{1}{3}$ feet of Lot 46 of Block 8 of City Heights Annex 1, in the City of San Diego, County of San Diego, State of California, according to the Map thereof No. 1001, filed in the Office of the County Recorder of said San Diego County, July 18, 1906.

Parcel D

Lots 41 and 42 in Block 8 of City Heights Annex 1, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 1001, filed in the Office of the County Recorder of San Diego County, July 18, 1906.

Parcel E

The Northerly 8-1/3 feet of the Easterly 82 feet of Lot 47 and the Easterly 82 feet of Lot 48 in Block 8 of City Heights Annex 1, in the City of San Diego, County of San Diego, State of California, according to the Map thereof No. 1001, filed in the Office of the County Recorder of said San Diego County on July 18, 1906.

Parcel F

Lots 43 and 44 in Block 8 of City Heights Annex 1, City of San Diego, County of San Diego, State of California, according to Map thereof No. 1001, filed in the Office of the County Recorder of said San Diego County, July 18, 1906.

Parcel G

The North 16-2/3 feet of the East 82.00 feet of Lot 46 and all of the East 82.00 feet of Lot 47, EXCEPT the North 8-1/3 feet thereof, in Block 8 of City Heights Annex 1, in the City of San Diego, County of San Diego, State of California, according to the Map thereof No. 1001, filed in the Office of the County Recorder of San Diego County, July 18, 1906.

Parcel H

The West 43 feet of Lots 45, 46, 47 and 48 in Block 8 of City Heights Annex 1, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 1001, filed in the Office of the County Recorder of San Diego County, July 18, 1906.

Parcel I

Parcel 1:

That portion of Pueblo Lot 1294 of the Pueblo Lands of San Diego, in the City of San Diego, County of San Diego, State of California, according to Map thereof made by James Pascoe in 1870, a copy of which said map was filed November 14, 1921 and is known as Miscellaneous Map 36, being more particularly described as follows:

Beginning at the Northeast corner of Pueblo Lot 1294, said point being also the Point of Beginning; thence South 0°52'38" West 242.54 feet; thence North 89°56'43" West 742.25 feet to a point on a curve whose tangent bears North 0°03'17" East with a radius of 600 feet; thence through an angle of 25°42'15" a distance of 269.17 feet to a point;

thence North 64°14'28" West 205.20 feet to the centerline of Regents Road as established by Map 13040-4-D; thence North through a central angle of 3°48'54" a distance of 126.51 feet to a point; thence South 89°02'16" East a distance of 1,132.39 feet to the Point of Beginning.

EXCEPTING THEREFROM that portion of Regents Road dedicated for public right-of-way by Map 24316-D, said portion being Parcel 2 as shown on said map.

Parcel 2:

Parcel 3 of Parcel Map 13250 in the City of San Diego, County of San Diego, State of California, according to Map thereof filed April 27, 1984 in the Office of the County Recorder of San Diego County.

Parcel 3:

Pueblo Lot 1293 of the Pueblo Lands of San Diego, in the City of San Diego, County of San Diego, State of California, according to map thereof made by James Pascoe in 1870, a copy of which said map was filed in the Office of the County Recorder of San Diego County, and known as Miscellaneous Map 36.

EXCEPTING that portion thereof lying Easterly of the Westerly line of Cargill Avenue, which street is 60.00 feet in width, as said street is located and established as of the date of this instrument.

ALSO EXCEPTING that portion thereof lying Southerly of the North line of Genesee Highlands Unit 5, in the City of San Diego, County of San Diego, State of California, according to map thereof No. 7178, filed January 18, 1972, in the Office of the County Recorder of San Diego County.

Parcel J

All that certain real property designated as the "Plaza" on the map of Horton's Addition made by L. L. Lockling, filed in the Office of the County Recorder of San Diego County on June 21, 1871 in Book 13, Page 522 of Deeds.

Together with the Northerly 27 feet of Plaza Street, lying contiguous to said Plaza and closed to public use by City of San Diego Council Resolution 257247 recorded on October 11, 1982 File/Page 82-311788 and as shown on Map 18604-D.

Parcel K

Parcel 1:

That portion of Lot 4 of Pueblo Lot 1111 of the Pueblo Lands of San Diego, in the County of San Diego, State of California, according to Partition Map of said Pueblo Lot 1111 marked Exhibit "A" on file in the Office of the County Clerk of San Diego County in the action entitled Lillie C. Sullivan, et al, versus Charles L. Lumsden, et al, Case 8716 of the Superior Court of San Diego County, described as follows:

Beginning at a point in the West line of said Lot 4, being also the Northeast corner of Lot 72 of Mission Cliff Gardens according to Map thereof No. 2268, on file in the Office of the County Recorder of San Diego County; running thence North 89°48' East 214.44 feet, more or less to the East line of said Lot 4; thence North 0°55' West 861.67 feet to a point in the East line of said Lot 4, which is distant North 0°55' West 1,355.5 feet from the Southeast corner of said Pueblo Lot 1111; thence South 73°56' West 220.81 feet, more or less, to the West line of said Lot 4; thence South 0°50' East along said West line 801.41 feet, more or less, to the Point of Beginning.

Parcel 2:

That portion of Lot 3 of Pueblo Lot 1111 of the Pueblo Lands of San Diego, according to Partition Map of said Lot filed in the Office of the County Clerk of San Diego County in the action entitled Robert M. Boldick versus Anna M.D. Wingfield, et al, Case 13838 of Superior Court of San Diego County, described as follows:

Beginning at the most Easterly corner of Lot 65 of Mission Cliff Gardens, according to Map thereof No. 2268, filed in the Office of the County Recorder of San Diego County; running thence North 0°50' West 230.41 feet, more or less, to intersection with a line which bears South 73°58' West, through a point in the East line of Lot 4 of said Pueblo Lot 1111, distant thereon North 0°50' West 1,355.5 feet, from the Southeast corner of said Pueblo Lot 1111; thence North 73°58' East 81.35 feet, more or less to the East line of said Lot 3; thence South 0°50' East along the East line of said Lot 3, a distance of 252.61 feet, more or less to the Northeast corner of Lot 66 of said Mission Cliff Gardens; thence along the North line of said Lot 66 South 89°48' West 78.5 feet, more or less to the Point of Beginning.

Parcel 3:

All that portion of Lot 4 of Pueblo Lot 1111 of the Pueblo Lands of San Diego, in the City of San Diego, County of San Diego, State of California, according to Partition Map of said Pueblo Lot 1111 marked Exhibit "A" on file in the Office of the County Clerk, in an action entitled "Lillie C.

Sullivan et al, vs. Charles L. Lumsden, et al" Case 8716 of the Superior Court of San Diego County, described as follows:

Beginning at a point on the Westerly line of said Lot 4, said point being also the Northeast corner of Lot 73 of Mission Cliff Gardens, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 2268, filed in the Office of the County Recorder of San Diego County, March 13, 1942; thence South 0°50' East along the Easterly line of said Lot 73 a distance of 21.81 feet; thence North 89°48' East, 214.44 feet more or less to the Easterly line of said Lot 4; thence North 0°55' West along the Easterly line of said Lot 4 to the intersection with a line bearing North 89°48' East from the Northeast corner of Lot 72 of said Mission Cliff Gardens; thence South 89°48' West, to the Northeast corner of said Lot 72; thence along the Easterly line of said Lot 72, South 0°50' East 42.00 feet to the Point of Beginning.

Parcel 4:

All that portion of Villa Lot 366, Valle Vista Terrace, in the County of San Diego, State of California, according to Map thereof No. 1081, filed in the Office of the County Recorder of San Diego County, August 28, 1907, described as follows:

Commencing at the Northwesterly corner of said Villa Lot 366; thence South 00°12'00" East (South 00°43'00" East, Map 1081) along the Westerly boundary of said Lot 366, and along a portion of the Westerly boundary of Pueblo Lot 1110, a distance of 64.00 feet to the TRUE POINT OF BEGINNING; thence continuing South 00°12'00" East 46.50 feet; thence North 62°12'51" East 100.42 feet; thence South 89°48'00" West 89.00 feet, returning to said TRUE POINT OF BEGINNING.

Parcel 5:

The South 50 feet of the North 64 feet of Villa Lot 366 of Valle Vista Terrace, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 1081, filed in the Office of the County Recorder of San Diego County, August 28, 1907.

Parcel 6:

The North 14 feet of Villa Lot 366 and the South 47 feet of Villa Lot 367 measured along the West line thereof. All in Valle Vista Terrace in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 1081, filed in the Office of the County Recorder, August 28, 1907.

Parcel 7:

Those portions of Lots 4 and 5 of Lot 1111, according to Partition Map of said Pueblo Lot 1111 marked Exhibit "A" on file in the Office of the County Clerk of said County in action entitled Lillie C. Sullivan, et al, versus Charles L. Lumsden, et al, Case 8716 of the Superior Court of San Diego County, described as follows:

Beginning at a point on the North line of Adams Avenue as said Avenue is described in Deed from San Diego Electric Railway Company to the City of San Diego recorded November 22, 1904, in Book 355, page 287 of Deeds, which is distant thereof North $89^{\circ}48'$ East 388.91 feet from the intersection of said North line of Adams Avenue with the East line of Park Boulevard as said Park Boulevard is shown on Map of University Heights made by d'Hemecourt; said point also being the Southeast corner of Lot 17 of Mission Cliff Gardens according to Map thereof No. 2268, filed in the Office of the County Recorder March 13, 1942; thence North $0^{\circ}12'$ West along the East line of said Lot 17 and the East line of Lot 18 of said Subdivision a total distance of 200 feet to a point on the South line of Carmelina Drive as shown on said Map 2268; thence North $89^{\circ}48'$ East along the South line of said Drive 280 feet to the Southeast corner thereof; thence North $0^{\circ}12'$ West along the East line of said Drive; along the East line of Lot 74 and portion of Lot 73 of said subdivision, a total distance of 120 feet to an angle point in the Southerly boundary of said Lot 73; thence North $89^{\circ}48'$ East along the South line of said Lot 73 a distance of 76.46 feet more or less (record 75.66 feet) to a point in the dividing line between said Lots 4 and 5 of Pueblo Lot 1111; thence North $0^{\circ}50'$ West along said dividing line a distance of 30 feet more or less to a point in the North line of that parcel of land described as excepted in Deed to J. D. and A. B. Spreckels Company, a corporation recorded July 2, 1941 in Book 1193, page 496 of Official Records; thence North $89^{\circ}48'$ East along the North-erly line of said excepted Parcel a distance of 214.44 feet more or less to the East line of said Lot 4; thence South $0^{\circ}55'$ East along said East line 350.03 feet to the North line of said Adams Avenue; thence South $89^{\circ}48'$ West along said North line 574.48 feet more or less to the Point of Beginning.

Parcel L

Lot 171 of Penasquitos Views West Unit 1, in the City of San Diego, County of San Diego, State of California, according to map thereof No. 9828, filed in the Office of the County Recorder of San Diego County, October 10, 1980.

Parcel M

Parcel 1

Parcel "D" of North City West Neighborhood 3, Unit 5, according to Map thereof 10795, in the City of San Diego, County of San Diego, State of California, filed in the Office of the County Recorder of San Diego County.

Parcel 2

Parcel 1 of Parcel Map 14088, in the City of San Diego, County of San Diego, State of California, filed in the Office of the County Recorder of San Diego County.

Parcel N

Parcel 1

That portion of the Southwest Quarter of Northwest Quarter of Section 36, Township 18 South, Range 2 West, San Bernardino Base and Meridian, in the City of San Diego, County of San Diego, State of California, according to United States Government Survey approved February 25, 1870, lying Northerly of the Northerly line of County Road Survey 154, a plat of which is on file in the Office of the County Surveyor of San Diego County.

Excepting therefrom the East 70.00 feet.

Parcel 2

That portion of the East 70.00 feet of the Northeast Quarter of the Southwest Quarter of the Northwest Quarter of Section 36, Township 18 South, Range 2 West, San Bernardino Base and Meridian, in the City of San Diego, County of San Diego, State of California, according to United States Government Survey which lies North of Road Survey No. 154, a plat of which is on file in the office of the County Surveyor of San Diego County.

Parcel O

All those portions of Pueblo Lots 1330, 1331, and 1333 of the Pueblo Lands of San Diego in the City of San Diego, County of San Diego, State of California, 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 San Diego County November 14, 1921 as Miscellaneous Map 36, more particularly described as follows:

Beginning at the Northeast corner of Pueblo Lot 1325 which point is the common corner of Pueblo Lots 1325, 1326, 1330 and 1331; thence along the common line of Pueblo Lots 1325 and 1331 North $89^{\circ}05'12''$ West 255.74 feet; thence North $2^{\circ}48'31''$ West 285.07 feet; thence North $7^{\circ}31'25''$ West 398.47 feet; thence North $6^{\circ}28'42''$ West 134.23 feet; thence North $82^{\circ}32'38''$ East 42.90 feet to the TRUE POINT OF BEGINNING also being the Southwest corner of the property described in that certain lease agreement executed October 2, 1961, filed in the Office of the City Clerk of the City of San Diego as Document 629873, the boundaries of which are set out on City Engineer's Drawing 13929-CL on file in the Office of the City Engineer of the City of San Diego;

Beginning at the TRUE POINT OF BEGINNING thence North $7^{\circ}27'57''$ West 552.62 feet (record North $5^{\circ}03'32''$ West 553.00 feet per Engineer's Drawing 13929-CL); thence North $87^{\circ}31'27''$ East 148.99 feet (record North $89^{\circ}55'53''$ East per Engineer's Drawing 13929-CL); thence North $2^{\circ}28'33''$ West 118.73 feet; thence North $30^{\circ}18'01''$ East 36.00 feet; thence North $17^{\circ}53'18''$ East 70.36 feet; thence North $7^{\circ}38'59''$ West 960.24 feet; thence North $8^{\circ}45'47''$ West 241.03 feet; thence North $7^{\circ}11'16''$ West 913.76 feet; thence North $25^{\circ}24'51''$ East 209.07 feet; thence North $8^{\circ}53'06''$ West 603.05 feet; thence North $80^{\circ}33'30''$ East 73.46 feet to a point located on the Westerly right-of-way of North Torrey Pines Road and identified on Engineer's Drawing 22182-D as Point 55. Point 55 is a point on the arc of a non-tangent 1,397.00-foot-radius curve, concave Southeasterly, a radial to said point bears South $74^{\circ}06'12''$ West; thence along said Westerly line of North Torrey Pines Road as follows: Southwesterly along the arc of last said curve through a central angle of $6^{\circ}18'46''$, an arc length of 153.92 feet to Point 1 as identified on Engineer's Drawing 22182-D; thence continuing along the Westerly right-of-way of North Torrey Pines Road South $09^{\circ}28'57''$ East 1,821.77 feet to a point on the common line between Pueblo Lots 1333 and 1331 and identified as Point 2 on Engineer's Drawing 22182-D; thence continuing along the Westerly right-of-way line of North Torrey Pines Road South $09^{\circ}28'57''$ East 1,673.39 feet to a point which is the Northeast corner of lease to the Sheraton Hotel; thence leaving the Westerly right-of-way of North Torrey Pines Road bearing South $82^{\circ}32'38''$ West 521.51 feet (record South $84^{\circ}57'03''$ West per Engineer's Drawing 13929-CL) to the TRUE POINT OF BEGINNING.

EXCEPTING therefrom that portion identified in that certain lease agreement executed October 2, 1961, filed in the Office of the City Clerk of the City of San Diego as Document 629873, the boundaries of which are set out on City Engineer's Drawing 13929-CL on file in the Office of the City Engineer of the City of San Diego, more particularly described as follows:

Starting at the TRUE POINT OF BEGINNING, which is also the Southwest corner of the lease as shown on Engineer's Drawing 13929-CL; thence North $05^{\circ}03'32''$ West 553.00 feet (record North $07^{\circ}27'57''$ West 552.62 feet per Engineer's Drawing 22182-D); thence North $89^{\circ}55'53''$ East

277.68 feet (record North $87^{\circ}31'27''$ East per Engineer's Drawing 22182-D); thence South $00^{\circ}13'28''$ West 94.72 feet to the beginning of a tangent 212.00-foot-radius curve, concave Southwesterly; thence Southeasterly along the arc of said curve through a central angle of $36^{\circ}32'23''$, an arc length of 135.20 feet; thence tangent to said curve South $36^{\circ}18'55''$ East 148.40 feet to the beginning of a tangent 168.13-foot-radius curve, concave Northeasterly; thence Southeasterly along the arc of the curve through a central angle of $29^{\circ}13'53''$, an arc length of 85.78 feet; thence tangent to said curve South $07^{\circ}05'02''$ East 96.61 feet; thence South $84^{\circ}57'03''$ West 402.47 feet (record South $82^{\circ}32'38''$ per Engineer's Drawing 22182-D) to the TRUE POINT OF BEGINNING.

Job 919797/Park Dedications/Santineau/st(108-7)/12-1-88

54(E)

JAN 30 1989

Passed and adopted by the Council of The City of San Diego on
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"/>
Ron Roberts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
H. Wes Pratt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
J. Bruce Henderson	<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"/>
Bob Filner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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: *June G. Blackall*, 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

JAN 17 1989

JAN 30 1989

....., 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: *June G. Blackall*, Deputy.

Office of the City Clerk, San Diego, California	
Ordinance Number	0-17235 Adopted JAN 30 1989

RECEIVED

89 JAN -6 PM 2:57

CITY CLERKS OFFICE
SAN DIEGO, CA

89JAN 6

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Handwritten signature
CITY CLERK

89JAN 6

CERTIFICATE OF PUBLICATION

RECEIVED
CLERK'S OFFICE

89 FEB 21 AM 11:31

SAN DIEGO, CALIF.

CITY OF SAN DIEGO
202 C ST., 2ND FLOOR
SAN DIEGO, CA 92101
ATTN: JUNE A. BLACKNELL

IN THE MATTER OF

NO.

AN ORDINANCE SETTING ASIDE AND DEDICATING PARCEL J,
BEING ALL THAT CERTAIN REAL PROPERTY DESIGNATED AS THE
"PLAZA" ON MAP OF HORTON'S ADDITION, TOGETHER WITH THE
NORTHERLY 27 FEET OF PLAZA STREET LYING CONTIGUOUS TO
SAID PLAZA AND CLOSED TO PUBLIC USE, IN THE CITY OF SAN
DIEGO, CALIFORNIA, FOR A PUBLIC PARK.

ORDINANCE NUMBER 0-17235 (NEW SERIES)

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

Section 1. That Parcel J, being all that certain real property designated as the "Plaza" on the map of Horton's Addition, together with the northerly 27 feet of Plaza Street lying contiguous to said Plaza and closed to public use, 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.

Passed and adopted by the Council of The City of San Diego on JAN 30 1989 by the following vote:

YEAS: Wolfsheimer, Roberts, McColl, Pratt, Henderson, McCarty, Filner.
NAYS: None.

NOT PRESENT: Struiksma, O'Connor.

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 JUNE A. BLACKNELL, Deputy

I HEREBY CERTIFY that the above and foregoing is a full, true and correct copy of ORDINANCE NO. 0-17235 (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 JAN 17 1989, and on JAN 30 1989.

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 JUNE A. BLACKNELL, Deputy

Pub. February 13

129948

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

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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:

FEB. 13

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

Dated at San Diego, California this 13 day of FEB., 19 89.



(Signature)

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