

(R-90-489)

RESOLUTION NUMBER R- 276309

ADOPTED ON AUG 06 1990

WHEREAS, The City of San Diego is the owner of a sewer easement in a portion of Rancho San Bernardo; and

WHEREAS, the Property Department has requested that the City convey to BATTLE MOUNTAIN, a California limited partnership, its interest in and to said easement; and

WHEREAS, the owner of the property wishes to clear title to his property; and

WHEREAS, the herein-described property is surplus to City needs; and

WHEREAS, this action is exempt from the provisions of the California Environmental Quality Act of 1970 under City guidelines for implementation of said Act, as amended; and

WHEREAS, the City desires to negotiate the sale of said easement to BATTLE MOUNTAIN, under the provisions of Section 22.0902 of the San Diego Municipal Code, which permit the sale of real property belonging to The City of San Diego by negotiation; and

WHEREAS, the sale of such an interest in real property as this may reasonably be accomplished by negotiation; and

WHEREAS, the value of the property, as determined by independent fee appraiser and reviewed by staff on February 23, 1989, is SIXTEEN THOUSAND TWO HUNDRED FIFTY DOLLARS (\$16,250); and

WHEREAS, no real estate broker's commission shall be paid;  
and

WHEREAS, the sale of the aforementioned property is  
consistent with the public interest; NOW, THEREFORE,

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

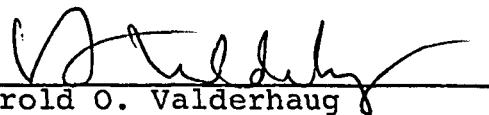
1. That that certain real property right described in that  
easement deed on file in the office of the City Clerk as Document  
No. RR- 276309, be, and the same is hereby determined to be  
surplus and is hereby authorized to be sold by negotiation for  
the amount of SIXTEEN THOUSAND TWO HUNDRED FIFTY DOLLARS  
(\$16,250) to BATTLE MOUNTAIN.

2. That the Mayor and City Clerk of said City be, and they  
are hereby authorized and empowered to execute, for and on behalf  
of The City of San Diego, an easement deed, which is on file in  
the office of the City Clerk as Document No. RR- 276309,  
granting to BATTLE MOUNTAIN, that certain easement, as more  
particularly described in said easement deed.

3. That no broker's commission shall be paid by City on the  
herein described negotiated sale.

4. That the City Clerk is hereby authorized and directed to  
deliver said deed and a certified copy of this resolution to the  
Property Director for further handling.

APPROVED: JOHN W. WITT, City Attorney

By   
Harold O. Valderhaug  
Deputy City Attorney

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Or.Dept:Prop.  
R-90-489  
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AUG 06 1990

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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ron Roberts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Hartley	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
H. Wes Pratt	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Linda Bernhardt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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 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.

(Seal)

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

By *Rhonda L. Barnes*, Deputy.

Office of the City Clerk, San Diego, California

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