

(O-92-11)

ORDINANCE NUMBER O- 17691 (NEW SERIES)

ADOPTED ON SEP 23 1991

AN ORDINANCE SETTING ASIDE AND DEDICATING A
PORTION OF LOT 67 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:

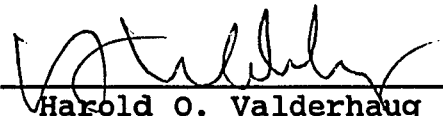
Section 1. That a portion of Lot 67 of Rancho Mission of
San Diego, which is more particularly described in Attachment A
hereto which is by this reference incorporated herein, is hereby
set aside and dedicated in perpetuity for park and recreational
purposes.

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
07/15/91
Or.Dept:Prop.
Job:921164
O-92-11
Form=o.sapp

E X H I B I T "A"

THE LAND REFERRED TO HEREIN IS SITUATED IN THE STATE OF CALIFORNIA, COUNTY OF SAN DIEGO, AND IS DESCRIBED AS FOLLOWS:

ALL THAT PORTION OF LOT 67 OF RANCHO MISSION OF SAN DIEGO, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE PARTITION MAP OF SAID RANCHO, FILED IN THE OFFICE OF THE COUNTY CLERK OF SAN DIEGO COUNTY IN ACTION NO. 348, OF THE SUPERIOR COURT OF SAID COUNTY, ENTITLED "JUAN M. LUCO, ET AL VS. THE COMMERCIAL BANK OF SAN DIEGO ET AL", DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST EASTERLY CORNER OF LOT 400, SAN CARLOS ESTATES UNIT NO. 11, ACCORDING TO MAP THEREOF NO. 5066 FILED IN THE OFFICE OF COUNTY RECORDER OF SAN DIEGO COUNTY; THENCE ALONG THE SOUTHEASTERLY BOUNDARY OF SAID SAN CARLOS ESTATES UNIT NO. 11, SOUTH $40^{\circ}45'$ WEST 72.65 FEET AND SOUTH $27^{\circ}13'07''$ WEST 356.85 FEET TO THE MOST SOUTHERLY CORNER OF LOT 397 OF SAID SAN CARLOS ESTATES UNIT NO. 11, BEING ALSO THE NORTHEASTERLY CORNER OF LOT 353, SAN CARLOS ESTATES UNIT NO. 10, ACCORDING TO MAP THEREOF NO. 5052 FILED IN THE OFFICE OF COUNTY RECORDER OF SAN DIEGO COUNTY; THENCE ALONG THE EASTERLY BOUNDARY OF SAID SAN CARLOS ESTATES UNIT NO. 10, SOUTH $3^{\circ}41'10''$ EAST 133.09 FEET TO THE NORTHWESTERLY CORNER OF LOT 112, SAN CARLOS ESTATES UNIT NO. 9, ACCORDING TO MAP THEREOF NO. 4955, FILED IN THE OFFICE OF COUNTY RECORDER OF SAN DIEGO COUNTY; THENCE ALONG THE BOUNDARY OF SAID SAN CARLOS ESTATES UNIT NO. 9 AS FOLLOWS:

SOUTH $85^{\circ}06'$ EAST, 161.95 FEET TO A POINT IN A 300 FOOT RADIUS CURVE, CONCAVE EASTERLY, A RADIAL LINE OF SAID CURVE BEARING NORTH $85^{\circ}06'$ WEST TO SAID POINT; THENCE NORTHERLY ALONG SAID CURVE THROUGH AN ANGLE OF $2^{\circ}27'$, A DISTANCE OF 12.83 FEET; THENCE RADIAL TO SAID CURVE, SOUTH $82^{\circ}39'$ EAST 173.42 FEET; THENCE SOUTH $6^{\circ}47'$ EAST 225.35 FEET; THENCE SOUTH $17^{\circ}07'30''$ EAST 72.04 FEET; THENCE SOUTH $28^{\circ}27'10''$ EAST 143.93 FEET; THENCE SOUTH $41^{\circ}00'$ EAST 78.64 FEET; THENCE NORTH $49^{\circ}00'$ EAST 158.00 FEET; THENCE SOUTH $41^{\circ}00'$ EAST 59.00 FEET; THENCE NORTH $49^{\circ}00'$ EAST 158.00 FEET; THENCE SOUTH $41^{\circ}00'$ EAST 170.00 FEET; THENCE SOUTH $44^{\circ}18'40''$ EAST 151.96 FEET; THENCE SOUTH $51^{\circ}29'$ EAST 705.02 FEET; THENCE SOUTH $23^{\circ}16'$ EAST 136.80 FEET; THENCE SOUTH $1^{\circ}50'30''$ EAST 134.90 FEET; THENCE SOUTH $1^{\circ}48'26''$ WEST 215.71 FEET TO THE SOUTHEASTERLY CORNER OF LOT 136 OF SAID SAN CARLOS ESTATES UNIT NO. 9, BEING ALSO THE MOST NORTHERLY CORNER OF LOT 64, SAN CARLOS ESTATES UNIT NO. 2, ACCORDING TO MAP THEREOF NO. 4884 FILED IN THE OFFICE OF COUNTY RECORDER OF SAN DIEGO COUNTY; THENCE LEAVING SAID BOUNDARY OF SAN CARLOS ESTATES UNIT NO. 9, ALONG THE NORTHERLY BOUNDARY OF SAID SAN CARLOS ESTATES UNIT NO. 2, AS FOLLOWS:

SOUTH $42^{\circ}55'19''$ EAST 145.00 FEET TO A POINT IN A 290 FOOT RADIUS CURVE, CONCAVE NORTHWESTERLY, A RADIAL LINE OF SAID CURVE BEARING SOUTH $42^{\circ}55'19''$ EAST TO SAID POINT; THENCE NORTHEASTERLY ALONG SAID CURVE THROUGH AN ANGLE OF $7^{\circ}31'47''$, A DISTANCE OF 38.11 FEET, THENCE RADIAL TO SAID CURVE SOUTH $50^{\circ}27'06''$ EAST 264.43 FEET; THENCE SOUTH $27^{\circ}16'40''$ WEST 135.00 FEET; THENCE SOUTH 62°

43'20" EAST 236.00 FEET; THENCE SOUTH 81°45'07" EAST 290.54 FEET; THENCE NORTH 9°40'37" EAST 122.15 FEET TO THE MOST NORTHERLY CORNER OF LOT 72 OF SAID SAN CARLOS ESTATES UNIT NO. 2. BEING ALSO AN ANGLE POINT IN THE BOUNDARY OF LAND CONVEYED TO THE CITY OF SAN DIEGO BY DEED RECORDED NOVEMBER 17, 1953 AS FILE NO. 155358 IN BOOK 5049, PAGE 320 OF OFFICIAL RECORDS; THENCE LEAVING SAID BOUNDARY OF SAN CARLOS ESTATES UNIT NO. 2, ALONG SAID BOUNDARY OF CITY OF SAN DIEGO AS FOLLOWS:

NORTH 89°47'50" WEST - RECORD NORTH 89°43'32" WEST 244.21 FEET; THENCE NORTH 11°16'50" EAST - RECORD NORTH 11°21'08" EAST 456.35 FEET; THENCE NORTH 10°50'50" WEST - RECORD NORTH 10°46'32" WEST, 340.98 FEET; THENCE NORTH 22°13'30" WEST - RECORD NORTH 22°09'12" WEST 255.49 FEET; THENCE NORTH 34°54'40" WEST - RECORD NORTH 34°50'22" WEST 430.59 FEET; THENCE NORTH 15°06'20" WEST - RECORD NORTH 15°02'02" WEST 132.67 FEET TO THE MOST SOUTHERLY CORNER OF THE LAND DESCRIBED AS PARCEL 1 IN QUITCLAIM DEED TO SUNSET INTERNATIONAL PETROLEUM CORPORATION RECORDED AT FILE/PAGE NO. 159941, SERIES 2, BOOK 1961, ON SEPTEMBER 14, 1961; THENCE LEAVING SAID BOUNDARY OF CITY OF SAN DIEGO LAND ALONG THE BOUNDARY OF SAID PARCEL 1, NORTH 68°31'10" EAST 195.18 FEET TO AN ANGLE POINT THEREIN, AND NORTH 21°28'50" WEST 1160 FEET, MORE OR LESS, TO AN INTERSECTION WITH THE SOUTHERLY LINE OF THE 60 FOOT WIDE EASEMENT DESCRIBED IN DEED TO SAN DIEGO GAS & ELECTRIC COMPANY AND FILED IN BOOK 4177, PAGE 46 OF OFFICIAL RECORDS; THENCE ALONG SAID SOUTHERLY LINE NORTH 86°29'57" WEST 1065.89 FEET; THENCE LEAVING SAID SOUTHERLY LINE, SOUTH 40°45' WEST. 427.66 FEET TO THE POINT OF BEGINNING.

56A (a-b)

Passed and adopted by the Council of The City of San Diego on SEP 23 1991 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 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"/> |
| Tom Behr | <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 type="checkbox"/> | <input type="checkbox"/> | <input checked="" 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.

(Seal)

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

By *Shonda R. Bance*, 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

SEP 09 1991

SEP 23 1991

, 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 *Shonda R. Bance*, Deputy.

| | |
|---|----------------------------|
| Office of the City Clerk, San Diego, California | |
| Ordinance Number 0-17691 | Adopted SEP 23 1991 |

1011
91.11.17 08:07 11:58
0.11.17 08:07 11:58

1011 08:07

1011 08:07

1011 08:07

CERTIFICATE OF PUBLICATION

RECEIVED
CITY CLERK'S OFFICE
OCT 10 AM 11:57
SAN DIEGO, CALIF.

CITY CLERK'S OFFICE
CITY ADMIN. BLDG.
202 C ST.
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

AN ORDINANCE SETTING ASIDE AND DEDICATING A PORTION
OF LOT 67 OF RANCHO MISSION OF SAN DIEGO, IN THE CITY
OF SAN DIEGO, CALIFORNIA, FOR A PUBLIC PARK

ORDINANCE NUMBER O-17691 (NEW SERIES)

AN ORDINANCE SETTING ASIDE AND DEDICATING A PORTION OF LOT 67 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 a portion of Lot 67 of Rancho 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.

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 Sept. 23, 1991 by the following vote:

YEAS: Roberts, Hartley, Pratt, Behr, Henderson, McCarty.

NAYS: None.

NOT PRESENT: Wolfeheimer, Finer, Mayor 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

By RHONDA R. BARNES, Deputy

I HEREBY CERTIFY that the above and foregoing is a full, true and correct copy of ORDINANCE NO. O-17691 (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 Sept. 9, 1991, and on Sept. 23, 1991.

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 RHONDA R. BARNES, Deputy

Pub. Oct. 7

229464

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-17691 (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:

OCTOBER 7

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

Dated at San Diego, California this 7TH day of OCT., 1991.

(Signature)

4 3/8" x 2 = 118.58