

(R-91-1719)

RESOLUTION NUMBER R- 277741

ADOPTED ON APR 22 1991

WHEREAS, the vacation of the City's interest in unneeded sewer and drainage easements affecting Lots 226 and 227, Mercy Mira Mesa Unit No. 5, ^{ADD 9 9 1991} Map No. 12086, as more particularly described in the legal description attached hereto as Exhibit A, has been requested by the affected property owner; and

WHEREAS, the owner wishes to clear title to his land of all unnecessary easements in order to permit better utilization of the property; and

WHEREAS, the herein-described easements have never been used, and are 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; NOW, THEREFORE,

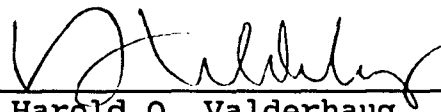
BE IT RESOLVED, by the Council of The City of San Diego, as follows:

1. That pursuant to Section 8300 et seq. of the Streets and Highways Code the sewer and drainage easements, as more particularly described in the legal description attached hereto, are hereby vacated.

2. That the City Clerk of said City be, and he is hereby authorized and directed to cause a certified copy of this

resolution, attested by him under seal, to be recorded in the
office of the County Recorder.

APPROVED: JOHN W. WITT, City Attorney

By 
Harold O. Valderhaug
Deputy City Attorney

HOV:ps
04/08/91
Or.Dept:E&D
R-91-1719
Form=r.eaban

EXHIBIT "A"

BEING A PORTION OF LOTS 226 AND 227 OF MERCY MIRA MESA UNIT NO. 5 IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE MAP THEREOF NO. 12086 FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY JUNE 2, 1988, DESCRIBED AS FOLLOWS:

PARCEL "A": SEWER EASEMENT ABANDONMENT

COMMENCING AT THE MOST WESTERLY CORNER OF LOT 226 OF SAID MAP NO. 12086; THENCE ALONG THE SOUTHWESTERLY LINE OF SAID LOT 226 SOUTH 49°46'25" EAST 72.67 FEET TO A POINT ON THE NORTHEASTERLY SIDELINE OF A 20 FOOT SEWER EASEMENT PER DOCUMENT RECORDED FEBRUARY 25, 1975 AS FILE/PAGE NO. 75-042809 IN THE OFFICE OF SAID RECORDER; THENCE ALONG SAID NORTHEASTERLY SIDELINE NORTH 29°38'37" EAST 82.94 FEET; THENCE NORTH 40°13'35" EAST 15.65 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING NORTH 40°13'35" EAST 446.49 FEET TO THE WESTERLY RIGHT OF WAY LINE OF BLACK MOUNTAIN ROAD DEDICATED PER DOCUMENT RECORDED JANUARY 27, 1988 AS FILE/PAGE NO. 88-038470 AND AS SHOWN ON SAID MAP NO. 12086; THENCE ALONG SAID RIGHT OF WAY SOUTH 29°49'03" EAST 21.28 FEET TO A POINT ON THE SOUTHERLY SIDELINE OF AFORESAID 20 FOOT SEWER EASEMENT; THENCE ALONG SAID SOUTHEASTERLY SIDELINE SOUTH 40°13'35" WEST 439.23 FEET; THENCE NORTH 49°46'25" WEST 20.00 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL "A" CONTAINS 0.203 ACRES (MORE OR LESS)

PARCEL "B": SEWER EASEMENT ABANDONMENT

COMMENCING AT THE MOST NORTHERLY CORNER OF LOT 227 OF AFORESAID MAP NO. 12086, SAID POINT BEING ON THE WESTERLY RIGHT OF WAY OF THE AFORESAID BLACK MOUNTAIN ROAD; THENCE ALONG SAID WESTERLY RIGHT OF WAY SOUTH 34°14'02" EAST 40.53 FEET TO THE BEGINNING OF A CURVE, CONCAVE SOUTHWESTERLY AND HAVING A RADIUS OF 1338.00 FEET; THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 01°54'30" A DISTANCE OF 44.56 FEET TO A POINT ON THE WESTERLY SIDELINE OF A 15 FOOT SEWER EASEMENT PER DOCUMENT RECORDED DECEMBER 23, 1987 AS FILE/PAGE NO. 87-704183, SAID POINT BEING THE TRUE POINT OF BEGINNING; THENCE CONTINUING SOUTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 00°58'46" A DISTANCE OF 22.87 FEET TO A POINT ON THE EASTERLY SIDELINE OF SAID 15 FOOT SEWER EASEMENT; THENCE LEAVING SAID CURVE AND ALONG SAID EASTERLY SIDELINE SOUTH 09°09'13" WEST 89.39 FEET TO A POINT ON THE NORTHERLY SIDELINE OF THE AFORESAID 20 FOOT SEWER EASEMENT; THENCE ALONG SAID NORTHERLY SIDELINE SOUTH 40°13'35" WEST 29.06 FEET TO A POINT ON THE WESTERLY SIDELINE OF THE AFORESAID 15 FOOT SEWER EASEMENT; THENCE ALONG SAID WESTERLY SIDELINE NORTH 09°09'13" EAST 131.54 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL "B" CONTAINS 0.038 ACRES (MORE OR LESS)

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PARCEL "C": DRAINAGE EASEMENT ABANDONMENT

COMMENCING AT THE MOST NORTHERLY CORNER OF LOT 226 OF AFORESAID MAP NO. 12086, SAID POINT BEING ON THE WESTERLY RIGHT OF WAY OF THE AFORESAID BLACK MOUNTAIN ROAD; THENCE LEAVING SAID RIGHT OF WAY ALONG THE NORTHERLY LOT LINE OF LOT 226 SOUTH 60°10'57" WEST 45.40 FEET TO A POINT ON THE WESTERLY SIDELINE OF A DRAINAGE EASEMENT PER DOCUMENT RECORDED DECEMBER 23, 1987 AS FILE/PAGE NO. 87-704184, SAID POINT BEING THE TRUE POINT OF BEGINNING. THENCE ALONG THE WESTERLY SIDELINE OF SAID DRAINAGE EASEMENT SOUTH 25°23'41" EAST 30.78 FEET; THENCE SOUTH 77°29'28" WEST 6.86 FEET; THENCE NORTH 12°30'32" WEST 30.00 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL "C" CONTAINS 0.002 ACRES (MORE OR LESS)

BY: *Manuel E. Nieto*
MANUEL E. NIETO R.C.E. 30724
REGISTRATION EXPIRES: MARCH 31, 1992

W.O. NO. 900509
DWG. NO. 25782-D



R 277741

APR 22 1991

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"/>
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 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 *Ellen Board*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number *R-277741* Adopted *APR 22 1991*