

(R-94-1260)

283634

RESOLUTION NUMBER R-

ADOPTED ON MAR 29 1994

A RESOLUTION DETERMINING AND DECLARING THAT THE PUBLIC INTEREST, CONVENIENCE AND NECESSITY OF THE CITY OF SAN DIEGO REQUIRE THE CONSTRUCTION, IMPROVEMENT, OPERATION AND MAINTENANCE OF A PUBLIC STREET OR STREETS AND INCIDENTS THERETO, TOGETHER WITH THE RIGHT-OF-WAY FOR THE RIGHT OF INGRESS AND EGRESS OVER, UNDER, ALONG, AND ACROSS PORTIONS OF BLOCKS 82, 83, 95, 129, 140 AND 141 OF MANNASSE AND SCHILLER'S SUBDIVISION IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 209, FILED IN THE OFFICE OF THE RECORDER OF SAN DIEGO COUNTY, JULY 11, 1870; TOGETHER WITH A PORTION OF BLOCKS 81 AND 82 OF SAN DIEGO LAND AND TOWN COMPANY'S ADDITION TO SAN DIEGO, ACCORDING TO MAP THEREOF NO. 379, FILED IN THE OFFICE OF THE RECORDER OF SAN DIEGO COUNTY, OCTOBER 30, 1886, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA; AND THAT THE PUBLIC INTEREST, CONVENIENCE AND NECESSITY DEMAND THE ACQUISITION OF FEE TITLE TO AND EASEMENTS IN SAID PROPERTY FOR SAID PUBLIC STREET OR STREETS AND INCIDENTS THERETO, TOGETHER WITH RIGHT-OF-WAY FOR THE RIGHT OF INGRESS AND EGRESS OVER, UNDER, ALONG AND ACROSS SAID PROPERTY; THAT THE PROPOSED PROJECT IS PLANNED IN A MANNER THAT WILL BE MOST COMPATIBLE WITH THE GREATEST PUBLIC GOOD AND THE LEAST PRIVATE INJURY; DECLARING THAT AN OFFER TO PURCHASE THE PROPERTY, PURSUANT TO GOVERNMENT CODE SECTION 7267.2, AT THE APPRAISED FAIR MARKET VALUE HAS BEEN MADE TO THE OWNERS OF RECORD OF THE PROPERTY AND REJECTED; DECLARING THE INTENTION OF THE CITY OF SAN DIEGO TO ACQUIRE SAID PROPERTY AND EASEMENT UNDER EMINENT DOMAIN PROCEEDINGS; THAT THE TAKING AND ACQUIRING OF SAID PROPERTY UNDER EMINENT DOMAIN PROCEEDINGS ARE DEEMED NECESSARY; THAT ACQUISITION BY EMINENT DOMAIN IS AUTHORIZED BY LAW; AND DIRECTING THE CITY ATTORNEY OF THE CITY OF SAN DIEGO TO

COMMENCE AN ACTION IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA, IN AND FOR THE COUNTY OF SAN DIEGO, FOR THE PURPOSE OF CONDEMNING AND ACQUIRING SAID PROPERTY AND EASEMENTS AND ACQUIRING IMMEDIATE POSSESSION THEREOF.

WHEREAS, the Council of The City of San Diego has provided notice to those persons designated in Section 1245.235, Code of Civil Procedure and also has provided all persons a reasonable opportunity to appear and be heard on the matters referred to in Section 1240.030, Code of Civil Procedure;

BE IT RESOLVED, BY THE COUNCIL OF THE CITY OF SAN DIEGO, AS FOLLOWS:

Section 1. That the public interest, convenience and necessity of The City of San Diego, and the inhabitants thereof, require the construction, improvement, operation and maintenance of a public street or streets and incidents and appurtenances thereto, together with the right-of-way for the right of ingress and egress over, under, along, and across portions of Blocks 82, 83, 95, 129, 140 and 141 of Mannasse and Schiller's Subdivision in the City of San Diego, County of San Diego, State of California, according to map thereof No. 209, filed in the Office of the Recorder of San Diego County, July 11, 1870; together with a portion of Blocks 81 and 82 of San Diego Land and Town Company's Addition to San Diego, according to map thereof No. 379, filed in the Office of the Recorder of San Diego County, October 30, 1886; all in the City of San Diego, County of San

Diego, State of California, as more particularly described hereinafter.

Section 2. That the public interest, convenience and necessity of the City of San Diego, and the inhabitants of the City of San Diego, demand the acquisition and taking of fee title and easements in said property for the construction, improvement, operation and maintenance of a public street or streets and incidents thereto, together with the right-of-way for the rights of ingress and egress over, under, along and across portions of said real property as more particularly described hereinafter lying within the City of San Diego, County of San Diego, State of California.

Section 3. That The City of San Diego has the power of eminent domain pursuant to, inter alia, Section 220, of the Charter of The City of San Diego; Sections 1240.010, 1240.110, 1240.120, 1240.420, 1240.610 and 1255.410 of the Code of Civil Procedure; Sections 4090, 5101, 5102, 5023 and 5023.1 of the Streets and Highways Code; and Sections 37350.5 and 40404 of the Government Code.

Section 4. That the parcels of real property and the interests sought to be condemned are described as follows:

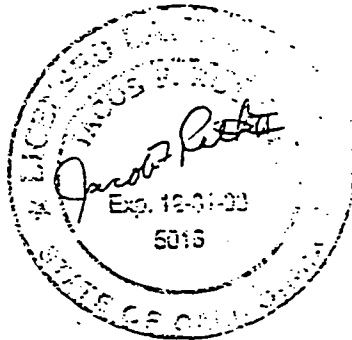
LEGAL DESCRIPTION

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

PARCEL 1A: CROSBY STREET

ALL THAT PORTION OF THE LAND DESCRIBED AS PARCEL 7 ON PAGE 6 OF 28 IN THE DEED FROM SOUTHERN PACIFIC TRANSPORTATION COMPANY, A DELAWARE CORPORATION, TO SAN DIEGO AND ARIZONA EASTERN RAILWAY COMPANY, A NEVADA CORPORATION, RECORDED OCTOBER 17, 1979 AS FILE/PAGE NO. 79-434063 OF OFFICIAL RECORDS OF SAN DIEGO COUNTY, BEING A PORTION OF BLOCK 83 OF MANNASSE AND SCHILLER'S SUBDIVISION OF PUEBLO LOT 1157, IN THE CITY OF SAN DIEGO, ACCORDING TO MAP THEREOF NO. 209, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, JULY 11, 1870, LYING SOUTHERLY AND SOUTHWESTERLY OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT THE MOST EASTERLY CORNER OF SAID BLOCK 83; THENCE SOUTHWESTERLY ALONG THE SOUTHEASTERLY LINE THEREOF SOUTH 39°49'08" WEST, 59.67 FEET TO THE TRUE POINT OF BEGINNING; THENCE LEAVING SAID SOUTHEASTERLY LINE SOUTH 42°03'36" WEST, 118.15 FEET; THENCE SOUTH 64°26'26" WEST, 10.72 FEET; THENCE SOUTH 42°03'36" WEST, 72.92 FEET TO THE BEGINNING OF A TANGENT 10.00-FOOT RADIUS CURVE CONCAVE NORTHWESTERLY; THENCE ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 41°05'37", 7.17 FEET TO A POINT OF COMPOUND CURVATURE WITH A 20.00-FOOT RADIUS CURVE CONCAVE NORTHWESTERLY; THENCE ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 46°39'58", 16.29 FEET; THENCE SOUTH 39°49'08" WEST, 8.03 FEET TO A POINT OF INTERSECTION WITH THE NORTHEASTERLY LINE OF HARBOR DRIVE (100 FEET WIDE) AS SHOWN ON S.B.E. MAP 863-37-3M.



LEGAL DESCRIPTION

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

PARCEL 2A: CROSBY STREET

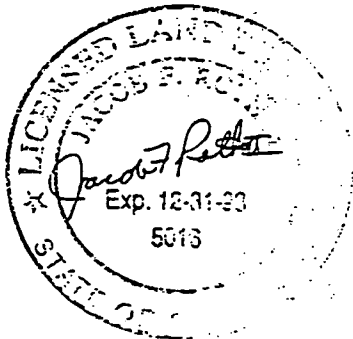
ALL THAT PORTION OF THE LAND DESCRIBED IN "CORRECTION DEED" FROM SAN DIEGO AND ARIZONA EASTERN RAILWAY COMPANY, A NEVADA CORPORATION, TO SOUTHERN PACIFIC TRANSPORTATION COMPANY, A DELAWARE CORPORATION, RECORDED JUNE 24, 1977 AS FILE/PAGE NO. 77-251950 OF OFFICIAL RECORDS OF SAN DIEGO COUNTY (ALSO KNOWN AS PARCEL 31 OF S.B.E. MAP NO. 863-37-3L), BEING A PORTION OF BLOCK 83 OF MANNASSE AND SCHILLER'S SUBDIVISION OF PUEBLO LOT 1157, IN THE CITY OF SAN DIEGO, ACCORDING TO MAP THEREOF NO. 209, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY JULY 11, 1870.

EXCEPTING THEREFROM THAT PORTION DESCRIBED IN DEED FROM SAN DIEGO GLASS AND PAINT COMPANY, A CALIFORNIA CORPORATION, TO MITCHELL GLASS AND PAINT COMPANY, A CALIFORNIA CORPORATION, RECORDED DECEMBER 20, 1977 AS FILE/PAGE NO. 77-524182 OF OFFICIAL RECORDS OF SAN DIEGO COUNTY.

ALSO EXCEPTING THEREFROM THAT PORTION DESCRIBED AS PARCEL 7 IN DEED FROM SOUTHERN PACIFIC TRANSPORTATION COMPANY, A DELAWARE CORPORATION, TO SAN DIEGO AND ARIZONA EASTERN RAILWAY COMPANY, A NEVADA CORPORATION, RECORDED OCTOBER 17, 1979 AS FILE/PAGE NO. 79-434063 OF OFFICIAL RECORDS OF SAN DIEGO COUNTY.

LYING SOUTHEASTERLY OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT THE MOST EASTERLY CORNER OF SAID BLOCK 83; THENCE SOUTHWESTERLY ALONG THE SOUTHEASTERLY LINE THEREOF SOUTH $39^{\circ}49'08''$ WEST, 59.67 FEET TO THE TRUE POINT OF BEGINNING; THENCE LEAVING SAID SOUTHEASTERLY LINE SOUTH $42^{\circ}03'36''$ WEST, 118.15 FEET; THENCE SOUTH $64^{\circ}26'26''$ WEST, 10.72 FEET; THENCE SOUTH $42^{\circ}03'36''$ WEST, 72.92 FEET TO THE BEGINNING OF A TANGENT 10.00-FOOT RADIUS CURVE CONCAVE NORTHWESTERLY; THENCE ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF $41^{\circ}05'37''$, 7.17 FEET.



Mitchell Glass & Paint Company

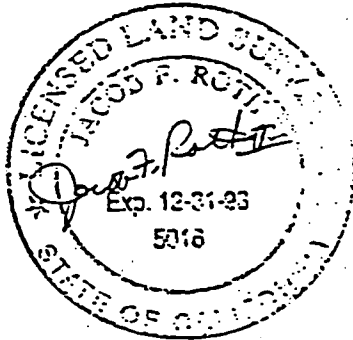
LEGAL DESCRIPTION

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

PARCEL 3A: CROSBY STREET

ALL THAT PORTION OF THE LAND DESCRIBED IN DEED FROM SAN DIEGO GLASS AND PAINT COMPANY, A CALIFORNIA CORPORATION, TO MITCHELL GLASS AND PAINT COMPANY, A CALIFORNIA CORPORATION, RECORDED 12/20/77 AS FILE/PAGE NO. 77-524182 OF OFFICIAL RECORDS OF SAN DIEGO COUNTY, BEING A PORTION OF BLOCK 83 OF MANNASSE AND SCHILLER'S SUBDIVISION OF PUEBLO LOT 1157, IN THE CITY OF SAN DIEGO, ACCORDING TO MAP THEREOF NO. 209, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, JULY 11, 1870, LYING SOUTHEASTERLY OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT THE MOST EASTERLY CORNER OF SAID BLOCK 83; THENCE SOUTHWESTERLY ALONG THE SOUTHEASTERLY LINE THEREOF SOUTH 39°49'08" WEST, 59.67 FEET TO THE TRUE POINT OF BEGINNING; THENCE LEAVING SAID SOUTHEASTERLY LINE SOUTH 42°03'36" WEST, 118.15 FEET; THENCE SOUTH 64°26'26" WEST, 10.72 FEET; THENCE SOUTH 42°03'36" WEST, 72.92 FEET.



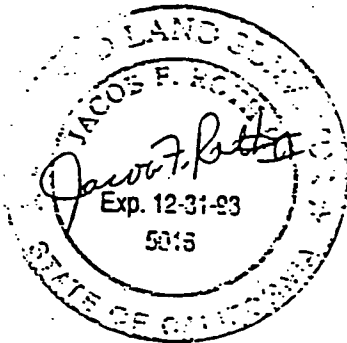
LEGAL DESCRIPTION

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

PARCEL 4A: CROSBY STREET

ALL THAT PORTION OF THE LAND DESCRIBED IN DEED FROM SAN DIEGO TRUST & SAVINGS BANK, A CALIFORNIA BANKING CORPORATION, AS TRUSTEE FOR THE ESTATE OF JAMES P. WITHEROW TO FELIPE-ARONZO CORPORATION, A CALIFORNIA CORPORATION, RECORDED 1/05/90 AS DOCUMENT NO. 90-007391 OF OFFICIAL RECORDS OF SAN DIEGO COUNTY, BEING A PORTION OF BLOCK 83, IN THE SUBDIVISION OF PUEBLO LOT 1157 (COMMONLY KNOWN AS MANNASSE AND SCHILLER'S ADDITION), IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 209, MADE BY CHAS J. FOX AND FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, JULY 11, 1870, LYING SOUTHEASTERLY OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT THE MOST EASTERLY CORNER OF SAID BLOCK 83; THENCE SOUTHWESTERLY ALONG THE SOUTHEASTERLY LINE THEREOF SOUTH 39°49'08" WEST, 59.67 FEET TO THE TRUE POINT OF BEGINNING; THENCE LEAVING SAID SOUTHEASTERLY LINE SOUTH 42°03'36" WEST, 118.15 FEET.



R-283634

Southern Pacific Transportation Co.

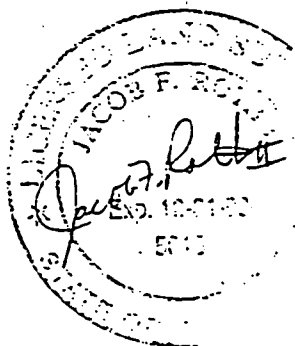
LEGAL DESCRIPTION

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

PARCEL 5A: CROSBY STREET

ALL THAT PORTION OF THE LAND DESCRIBED AS PARCEL NO. 2 IN THE DEED FROM SAN DIEGO AND ARIZONA EASTERN RAILWAY COMPANY, A NEVADA CORPORATION, TO SOUTHERN PACIFIC TRANSPORTATION COMPANY, A DELAWARE CORPORATION, RECORDED NOVEMBER 13, 1979 AS FILE/PAGE NO. 79-461870 OF OFFICIAL RECORDS OF SAN DIEGO COUNTY, BEING A PORTION OF BLOCK 82 OF MANNASSE AND SCHILLER'S SUBDIVISION OF PUEBLO LOT 1157, IN THE CITY OF SAN DIEGO, ACCORDING TO MAP THEREOF NO. 209, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY JULY 11, 1870, LYING NORTHWESTERLY AND WESTERLY OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT THE MOST NORTHERLY CORNER OF SAID BLOCK 82; THENCE SOUTHWESTERLY ALONG THE NORTHWESTERLY LINE THEREOF SOUTH 39°49'08" WEST, 20.01 FEET; THENCE LEAVING SAID NORTHWESTERLY LINE AT RIGHT ANGLES SOUTH 50°10'52" EAST, 24.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 39°49'08" WEST, 39.66 FEET; THENCE SOUTH 41°06'28" WEST, 117.89 FEET; THENCE SOUTH 18°51'49" WEST, 10.71 FEET; THENCE SOUTH 41°06'28" WEST, 61.91 FEET TO THE BEGINNING OF A TANGENT 30.00-FOOT RADIUS CURVE CONCAVE SOUTHEASTERLY; THENCE ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 95°04'32", 49.78 FEET TO THE NORTHEASTERLY LINE OF HARBOR DRIVE (100 FEET WIDE) AS SHOWN ON S.B.E. MAP NO. 372-37-2B.



R-283634

San Diego & Arizona Eastern Railroad Co.

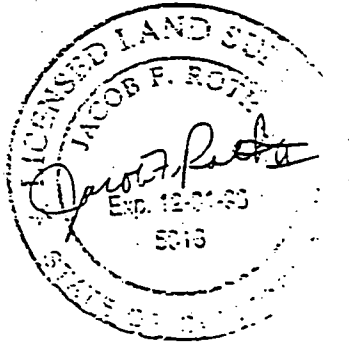
LEGAL DESCRIPTION

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

PARCEL 6A: CROSBY STREET

ALL THAT PORTION OF THE LAND DESCRIBED AS PARCEL 13 ON PAGE 8 OF 26 OF EXHIBIT "D" IN THE "CORRECTION DEED" FROM SAN DIEGO AND ARIZONA EASTERN RAILWAY COMPANY, A NEVADA CORPORATION, TO SOUTHERN PACIFIC TRANSPORTATION COMPANY, A DELAWARE CORPORATION, RECORDED JUNE 24, 1977 AS FILE/PAGE NO. 77-251950 OF OFFICIAL RECORDS OF SAN DIEGO COUNTY, BEING A PORTION OF BLOCK 82 OF MANNASSE AND SCHILLER'S SUBDIVISION OF PUEBLO LOT 1157, IN THE CITY OF SAN DIEGO, ACCORDING TO MAP THEREOF NO. 209, FILED IN THE OFFICE OF COUNTY RECORDER OF SAN DIEGO COUNTY JULY 11, 1870, LYING NORTHWESTERLY OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT THE MOST NORTHERLY CORNER OF SAID BLOCK 82; THENCE SOUTHWESTERLY ALONG THE NORTHWESTERLY LINE THEREOF SOUTH 39°49'08" WEST, 20.01 FEET; THENCE LEAVING SAID NORTHWESTERLY LINE AT RIGHT ANGLES SOUTH 50°10'52" EAST, 24.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 39°49'08" WEST, 39.66 FEET; THENCE SOUTH 41°06'28" WEST, 117.89 FEET; THENCE SOUTH 18°51'49" WEST, 10.71 FEET; THENCE SOUTH 41°06'28" WEST, 61.91 FEET.



R-283634

Jon & Donna Stockholm

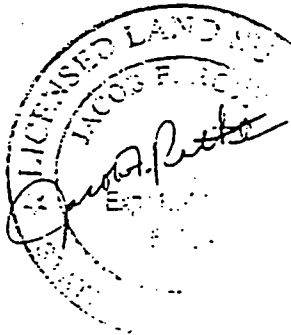
LEGAL DESCRIPTION

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

PARCEL 7A: CROSBY STREET

ALL THAT PORTION OF THE LAND DESCRIBED IN THE DEED FROM SOUTHERN PACIFIC TRANSPORTATION COMPANY, A DELAWARE CORPORATION, TO JON STOCKHOLM AND DONNA STOCKHOLM, HUSBAND AND WIFE AS JOINT TENANTS, RECORDED 5/07/82 AS DOCUMENT NO. 82-136039 OF OFFICIAL RECORDS OF SAN DIEGO COUNTY, BEING A PORTION OF BLOCK 82 OF SAN DIEGO LAND AND TOWN COMPANY'S ADDITION, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 379 AND ACCORDING TO MANNASSE AND SCHILLER'S SUBDIVISION OF PUEBLO LOT 1157, MAP 209, BOTH MAPS FILED IN THE OFFICE OF THE SAN DIEGO COUNTY RECORDER, LYING NORTHWESTERLY OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT THE MOST NORTHERLY CORNER OF SAID BLOCK 82; THENCE SOUTHWESTERLY ALONG THE NORTHWESTERLY LINE THEREOF SOUTH 39°49'08" WEST, 20.01 FEET; THENCE LEAVING SAID NORTHWESTERLY LINE AT RIGHT ANGLES SOUTH 50°10'52" EAST, 24.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 39°49'08" WEST, 39.66 FEET; THENCE SOUTH 41°06'28" WEST, 117.89 FEET; THENCE SOUTH 18°51'49" WEST, 10.71 FEET; THENCE SOUTH 41°06'28" WEST, 61.91 FEET.



R-283634

LEGAL DESCRIPTION

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

PARCEL 8A: CROSBY STREET

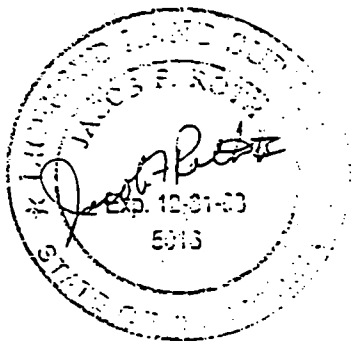
THE NORTHWESTERLY 24.00 FEET OF THAT LAND DESCRIBED IN THE DEED FROM NATIONAL PUMP AND INJECTOR SALES AND SERVICES COMPANY TO HENRY PIEPENKOTTER AND CHARLOTTE PIEPENKOTTER, HUSBAND AND WIFE AS COMMUNITY PROPERTY, RECORDED 5/31/89 AS DOCUMENT NO. 89-285347 OF OFFICIAL RECORDS OF SAN DIEGO COUNTY, BEING A PORTION OF BLOCK 82 OF MANNASSE AND SCHILLER'S ADDITION TO THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 209, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, JULY 11, 1870.

EXCEPTING THEREFROM THAT PORTION THEREOF LYING SOUTHEASTERLY OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT THE MOST NORTHERLY CORNER OF SAID BLOCK 82; THENCE SOUTHWESTERLY ALONG THE NORTHWESTERLY LINE THEREOF SOUTH 39°49'08" WEST, 20.01 FEET; THENCE LEAVING SAID NORTHWESTERLY LINE AT RIGHT ANGLES SOUTH 50°10'52" EAST, 24.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 39°49'08" WEST, 39.66 FEET; THENCE SOUTH 41°06'28" WEST, 117.89 FEET; THENCE SOUTH 18°51'49" WEST, 10.71 FEET; THENCE SOUTH 41°06'28" WEST, 61.91 FEET.

PARCEL 8B: CROSBY STREET

ALL THAT PORTION OF LOTS 47 AND 48 IN BLOCK 82 OF MANNASSE AND SCHILLER'S ADDITION TO THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 209, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, JULY 11, 1870, LYING NORTHERLY OF A 20.00-FOOT RADIUS CURVE CONCAVE SOUTHERLY, SAID CURVE BEING TANGENT AT ITS NORTHWESTERLY TERMINUS TO THE SOUTHEASTERLY LINE OF THE NORTHWESTERLY 24.00 FEET OF SAID LOT 48, AND TANGENT AT ITS SOUTHEASTERLY TERMINUS TO THE NORTHEASTERLY LINE OF SAID LOTS 47 AND 48.



LEGAL DESCRIPTION

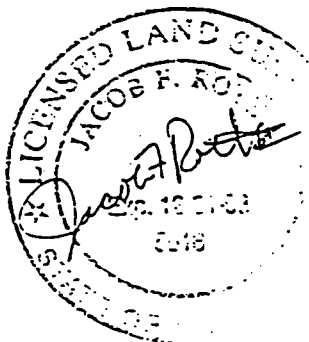
THE LAND REFERRED TO HEREIN IS SITUATED IN THE STATE OF CALIFORNIA, COUNTY OF SAN DIEGO AND IS DESCRIBED AS FOLLOWS:

PARCEL 11A: CROSBY STREET

THE NORTHWESTERLY 24.00 FEET OF LOT 1 IN BLOCK 129 OF MANNASSE AND SCHILLER'S SUBDIVISION OF PUEBLO LOT 1157, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 209, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, JULY 11, 1870.

PARCEL 11B: CROSBY STREET

ALL THAT PORTION OF LOTS 1 AND 2 IN BLOCK 129 OF MANNASSE AND SCHILLER'S SUBDIVISION OF PUEBLO LOT 1157, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 209, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, JULY 11, 1870, LYING WESTERLY OF A 20.00-FOOT RADIUS CURVE CONCAVE EASTERLY, SAID CURVE BEING TANGENT AT ITS NORTHEASTERLY TERMINUS TO THE SOUTHEASTERLY LINE OF THE NORTHWESTERLY 24.00 FEET OF SAID LOT 1, AND TANGENT AT ITS SOUTHWESTERLY TERMINUS TO THE SOUTHWESTERLY LINE OF SAID LOTS 1 AND 2.



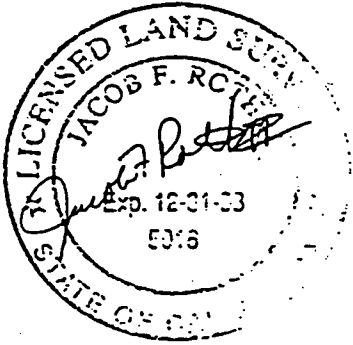
Maurice Smith

LEGAL DESCRIPTION

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

PARCEL 12A: CROSBY STREET

THE NORTHWESTERLY 24.00 FEET OF THE SOUTHWESTERLY 40.00 FEET OF LOT 48 IN BLOCK 129 OF MANNASSE AND SCHILLER'S ADDITION, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 209, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, JULY 11, 1870.



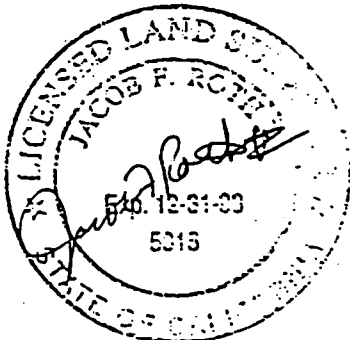
R-283634

LEGAL DESCRIPTION

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

PARCEL 14A: CROSBY STREET

LOT 1, TOGETHER WITH THE NORTHWESTERLY 19.00 FEET OF LOT 2, IN BLOCK 141 OF MANNASSE AND SCHILLER'S SUBDIVISION OF PUEBLO LOT 1157, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 209, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, JULY 11, 1870.



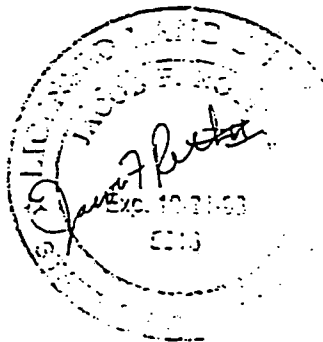
LEGAL DESCRIPTION

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

PARCEL 16A: CROSBY STREET

ALL THAT PORTION OF BLOCK 177 OF MANNASSE AND SCHILLER'S SUBDIVISION OF PUEBLO LOT 1157, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 209, FILED IN THE OFFICE OF THE SAN DIEGO COUNTY RECORDER JULY 11, 1870, DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST WESTERLY CORNER OF SAID BLOCK 177; THENCE NORTHEASTERLY ALONG THE NORTHWESTERLY LINE THEREOF NORTH $39^{\circ}49'23''$ EAST, 300.00 FEET TO THE MOST NORTHERLY CORNER THEREOF; THENCE SOUTHEASTERLY ALONG THE NORTHEASTERLY LINE OF SAID BLOCK 177 SOUTH $50^{\circ}09'30''$ EAST, 44.01 FEET TO A POINT OF CUSP WITH A 20.00-FOOT RADIUS CURVE CONCAVE SOUTHERLY, SAID CURVE BEING TANGENT AT ITS WESTERLY TERMINUS TO THE SOUTHEASTERLY LINE OF THE NORTHWESTERLY 24.00 FEET OF SAID BLOCK 177; THENCE NORTHWESTERLY AND WESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF $89^{\circ}59'52''$, 31.42 FEET TO A POINT OF TANGENCY WITH SAID SOUTHEASTERLY LINE OF THE NORTHWESTERLY 24.00 FEET OF SAID BLOCK 177; THENCE SOUTHWESTERLY ALONG SAID SOUTHEASTERLY LINE SOUTH $39^{\circ}49'23''$ WEST, 254.05 FEET TO THE BEGINNING OF A TANGENT 20.00-FOOT RADIUS CURVE CONCAVE EASTERLY; THENCE SOUTHWESTERLY AND SOUTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF $89^{\circ}58'53''$, 31.42 FEET; THENCE SOUTH $50^{\circ}11'56''$ EAST, 49.31 FEET TO THE BEGINNING OF A TANGENT 40.00-FOOT RADIUS CURVE CONCAVE SOUTHWESTERLY; THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF $14^{\circ}17'32''$, 9.97 FEET; THENCE SOUTH $36^{\circ}13'09''$ EAST, 19.61 FEET TO THE SOUTHWESTERLY LINE OF SAID BLOCK 177; THENCE NORTHWESTERLY ALONG SAID SOUTHWESTERLY LINE NORTH $50^{\circ}09'30''$ WEST, 122.22 FEET TO THE POINT OF BEGINNING.

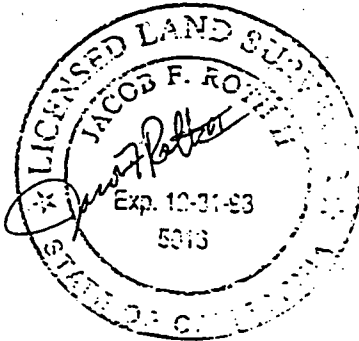


LEGAL DESCRIPTION

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

PARCEL 17A: CROSBY STREET

ALL THAT PORTION OF LOT 25, IN BLOCK 140 OF MANNASSE AND SCHILLER'S SUBDIVISION OF PUEBLO LOT 1157, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 209, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, JULY 11, 1870, LYING EASTERLY OF A 20.00-FOOT RADIUS CURVE CONCAVE WESTERLY, SAID CURVE BEING TANGENT AT ITS NORTHWESTERLY TERMINUS TO THE NORTHEASTERLY LINE OF LOT 25 AND TANGENT AT ITS SOUTHWESTERLY TERMINUS TO THE SOUTHEASTERLY LINE OF SAID LOT 25.



R-283634

Section 5. That the taking and acquiring by said City of the real property and easements hereinabove described is deemed necessary for the construction, improvement, operation and maintenance of a public street or streets and incidents and appurtenances thereto, together with right-of-way for the right of ingress or egress over, under, along, and across said real property to serve the City of San Diego and the inhabitants thereof, for municipal purposes; that such use is a public use authorized by law (inter alia, Section 220, Charter of The City of San Diego; Sections 1240.010, 1240.110, 1240.120, 1240.420, 1240.610 and 1255.410 of the Code of Civil Procedure; Sections 37350.5 and 40404 of the Government Code; and Sections 4090, 5101, 5102, 5023 and 5023.1 of the Streets and Highways Code); that for such public use, it is necessary that The City of San Diego condemn and acquire said real property.

Section 6. That the proposed project for which this acquisition is being sought is to enable the City to widen Crosby Street to a four-lane roadway providing new pavement, decorative sidewalks, landscaping, curbs, gutters, storm drains, traffic signals and undergrounding overhead utility lines; that the current traffic volume is beyond the desirable capacity of the existing two-lane street; and that the acquisition will enable the City of San Diego to provide a safer, more efficient street system for the community in the area.

Section 7. That all of said real property and interests therein are to be used for the construction, improvement, operation and maintenance of a public street or streets and incidents and appurtenances thereto, and are planned and located in a manner most compatible with the greatest public good and the least private injury.

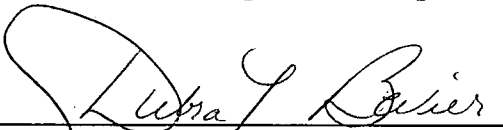
Section 8. That an offer to acquire the property, pursuant to Government Code Section 7267.2, at the appraised fair market value has been made to the owners of record of the property to be acquired.

Section 9. That the City Attorney of The City of San Diego be, and he is hereby authorized and directed to commence an action in the Superior Court of the State of California, in and for the County of San Diego, in the name and on behalf of The City of San Diego, against all owners and claimants to an interest in the above-described real property, for the purpose of condemning and acquiring the certain real property and existing improvements as hereinbefore described in fee simple and as

easements in said property for the use of the City of San Diego
to take immediate possession thereof.

APPROVED:

John W. Witt, City Attorney

By 
Debra J. Bevier
Deputy City Attorney

DJB:djr:Lit.

03/03/94

Or.Dept:Prop

R-94-1260

Aud.Cert: 9400883

Form:r.stimprov