

RESOLUTION NUMBER R- 285104

ADOPTED ON DEC 06 1994

A RESOLUTION DETERMINING AND DECLARING THAT THE PUBLIC INTEREST, CONVENIENCE AND NECESSITY OF THE CITY OF SAN DIEGO REQUIRE THE CONSTRUCTION, OPERATION AND MAINTENANCE OF THE NORTH CITY TUNNEL CONNECTOR, A PUBLIC TUNNEL FOR GENERAL SEWER AND UTILITY PURPOSES, AND ALL INCIDENTS AND APPURTENANCES THERETO TO PROVIDE ADDITIONAL SEWER CAPACITY AND RELIEF FOR THE EXISTING LINES, AND TO ENABLE THE CITY TO PROVIDE FOR ULTIMATE SEWAGE CONVEYANCE NEEDS AND REUSE WATER MARKET DEMANDS FOR THE DEVELOPING NORTH CITY COMMUNITIES OF LOS PENASQUITOS, DEL MAR, MIRA MESA, MIRAMAR, UNIVERSITY CITY, CITY OF POWAY, AND THE COASTAL COMMUNITIES IN THE CITY OF SAN DIEGO; THAT SAID PUBLIC TUNNEL CONNECTOR WILL NECESSARILY REQUIRE THE ACQUISITION OF PERMANENT SEWER EASEMENTS, PERMANENT TUNNEL EASEMENTS, TEMPORARY WORKING AREA EASEMENTS, PERMANENT SLOPE EASEMENTS, AND EXTINGUISHABLE ACCESS ROAD AND WATER LINE EASEMENTS OVER, UNDER, ALONG AND ACROSS PORTIONS OF REAL PROPERTY LOCATED IN PUEBLO LOT 1307 OF THE PUEBLO LANDS, ALL IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, AND THAT THE PUBLIC INTEREST, CONVENIENCE AND NECESSITY DEMAND THE ACQUISITIONS; THAT THE PROPOSED PROJECT IS PLANNED IN A MANNER THAT WILL BE MOST COMPATIBLE WITH THE GREATEST PUBLIC GOOD AND THE LEAST PRIVATE INJURY; AND DECLARING THAT AN OFFER TO PURCHASE THE PROPERTY, PURSUANT TO GOVERNMENT CODE SECTION 7267.2, AT THE APPRAISED FAIR MARKET VALUE HAS NOT BEEN MADE TO THE OWNERS OF RECORD PURSUANT TO THE EXEMPTION SET FORTH IN GOVERNMENT CODE SECTION 7267; AND DECLARING THE INTENTION OF THE CITY OF SAN DIEGO TO ACQUIRE SAID EASEMENTS UNDER EMINENT DOMAIN PROCEEDINGS; 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 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; NOW, THEREFORE,

Section 1. That the public interest, convenience and necessity of the City of San Diego, and the inhabitants thereof, require the construction, operation and maintenance of the North City Tunnel Connector, a public tunnel for general sewer and utility purposes, and all incidents and appurtenances thereto, to serve and maintain the sewer flow and capacity relief for the existing lines, and to enable the City to provide for ultimate sewage conveyance needs and reuse water market demands for the developing North City Communities of Los Penasquitos, Del Mar, Mira Mesa, Miramar, University City, City of Poway, and the coastal communities in the City of San Diego for the inhabitants thereof, in portions of property located in Pueblo Lot 1307 of the Pueblo Lands in the University Community area, 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 said City, and the inhabitants thereof, demand the acquisition and taking of permanent tunnel and sewer easements, permanent slope easements, temporary working area easements, and extinguishable access road and water line easements in said property for the construction, operation and maintenance of a

public tunnel connector and incidents and appurtenances thereto, together with the right of ingress and egress over, under, along and across portions of said real property lying within the City of San Diego, County of San Diego, State of California.

Section 3. That Section 220, the Charter of the City of San Diego; Sections 1240.010, 1240.110, 1240.120 and 1255.410 Code of Civil Procedure; and Sections 37350.5, 38900, 39040 and 40404 of the Government Code permit the acquisitions referenced herein.

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

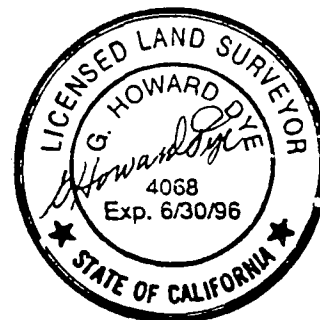
JAMES JAMESON AND DAPHNE JAMESON FAMILY TRUST

PARCEL "A" - TEMPORARY WORKING AREA

THAT PORTION OF THAT CERTAIN PARCEL OF LAND TO JAMES D. JAMESON, ET AL, PER DOCUMENT RECORDED MAY 12, 1988 AS FILE NO. 88-224303, O.R., BEING A PORTION OF THE WEST HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307 OF THE PUEBLO LANDS OF SAN DIEGO, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MISCELLANEOUS MAP THEREOF NO. 36, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, NOVEMBER 14, 1921, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID WEST HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG THE SOUTH LINE THEREOF, SOUTH 89° 06' 29" EAST, 53.65 FEET, SAID POINT BEING THE **TRUE POINT OF BEGINNING**; THENCE CONTINUING ALONG SAID SOUTH LINE, SOUTH 89° 06' 29" EAST, 189.93 FEET; THENCE, LEAVING SAID SOUTH LINE, NORTH 00° 48' 56" EAST, 59.75 FEET; THENCE NORTH 89° 11' 04" WEST, 243.59 FEET TO THE WEST LINE OF SAID WEST HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG SAID WEST LINE, SOUTH 00° 47' 57" WEST, 20.30 FEET TO A LINE WHICH BEARS NORTH 53° 02' 17" WEST FROM SAID TRUE POINT OF BEGINNING; THENCE ALONG SAID LINE, SOUTH 53° 02' 17" EAST, 66.45 FEET TO SAID **TRUE POINT OF BEGINNING**.

(SAID PARCEL OF LAND CONTAINS 0.309 ACRES, MORE OR LESS.)



4-25-94

W.O. NO. 193555  
DWG. NO. 27304-D

JAMES JAMESON AND DAPHNE JAMESON FAMILY TRUST

PARCEL "B" - SLOPE EASEMENT

THAT PORTION OF THAT CERTAIN PARCEL OF LAND TO JAMES D. JAMESON, ET AL, PER DOCUMENT RECORDED MAY 12, 1988 AS FILE NO. 88-224303, O.R., BEING A PORTION OF THE WEST HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307 OF THE PUEBLO LANDS OF SAN DIEGO, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MISCELLANEOUS MAP THEREOF NO. 36, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, NOVEMBER 14, 1921, DESCRIBED AS FOLLOWS:

**BEGINNING** AT THE SOUTHWEST CORNER OF SAID WEST HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG THE SOUTH LINE THEREOF, SOUTH 89° 06' 29" EAST, 53.65 FEET; THENCE, LEAVING SAID SOUTH LINE, NORTH 53° 02' 17" WEST, 66.45 FEET TO THE WEST LINE OF SAID WEST HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG SAID WEST LINE, SOUTH 00° 47' 57" WEST, 39.12 FEET TO SAID POINT OF **BEGINNING**.

(SAID PARCEL OF LAND CONTAINS 0.024 ACRES, MORE OR LESS.)



4-25-94

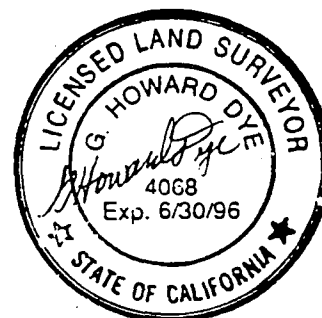
W.O. NO. 193555  
DWG. NO. 27304-D

J.A.H. LTD., A CALIFORNIA LIMITED PARTNERSHIP & HELEN SMITH  
PARCEL "C" - TEMPORARY WORKING AREA

THAT PORTION OF THAT CERTAIN PARCEL OF LAND TO J.A.H. LTD, A CALIFORNIA LIMITED PARTNERSHIP PER DOCUMENT RECORDED APRIL 20, 1984 AS FILE NO. 84-145656, O.R., BEING A PORTION OF THE WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307 OF THE PUEBLO LANDS OF SAN DIEGO, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MISCELLANEOUS MAP THEREOF NO. 36, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, NOVEMBER 14, 1921, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG THE NORTH LINE THEREOF, SOUTH 89° 06' 29" EAST, 53.65 FEET, SAID POINT BEING THE **TRUE POINT OF BEGINNING**; THENCE CONTINUING ALONG SAID NORTH LINE, SOUTH 89° 06' 29" EAST, 189.93 FEET; THENCE, LEAVING SAID NORTH LINE, SOUTH 00° 48' 56" WEST, 80.25 FEET; THENCE NORTH 89° 11' 04" WEST, 62.77 FEET; THENCE SOUTH 53° 02' 17" EAST, 143.06 FEET; THENCE SOUTH 13° 52' 20" WEST, 256.72 FEET; THENCE SOUTH 61° 35' 08" WEST, 40.55 FEET; THENCE NORTH 13° 52' 20" EAST, 285.93 FEET TO A LINE WHICH BEARS SOUTH 53° 02' 17" EAST FROM SAID TRUE POINT OF BEGINNING; THENCE ALONG SAID LINE, NORTH 53° 02' 17" WEST, 264.87 FEET TO SAID **TRUE POINT OF BEGINNING**.

(SAID PARCEL OF LAND CONTAINING 0.467 ACRES, MORE OR LESS.)



4-25-94

W.O. NO. 193555  
DWG. NO. 27304-D

J.A.H. LTD., A CALIFORNIA LIMITED PARTNERSHIP & HELEN SMITH  
PARCEL "D" - TEMPORARY WORKING AREA

THAT PORTION OF THAT CERTAIN PARCEL OF LAND TO J.A.H. LTD, A CALIFORNIA LIMITED PARTNERSHIP PER DOCUMENT RECORDED APRIL 20, 1984 AS FILE NO. 84-145656, O.R., BEING A PORTION OF THE WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307 OF THE PUEBLO LANDS OF SAN DIEGO, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MISCELLANEOUS MAP THEREOF NO. 36, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, NOVEMBER 14, 1921, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG THE WEST LINE THEREOF, SOUTH  $00^{\circ} 47' 57''$  WEST (SOUTH  $00^{\circ} 47' 32''$  WEST PER CITY DRAWING 17922-B), 82.26 FEET, SAID POINT BEING **THE TRUE POINT OF BEGINNING**; THENCE, LEAVING SAID WEST LINE, SOUTH  $53^{\circ} 02' 17''$  EAST, 194.94 FEET; THENCE SOUTH  $13^{\circ} 52' 20''$  WEST, 282.84 FEET TO THE NORTHEASTERLY SIDELINE OF AN EXISTING SEWER EASEMENT TO THE CITY OF SAN DIEGO, A MUNICIPAL CORPORATION PER CITY OF SAN DIEGO COUNCIL RESOLUTION NUMBER 283180 ADOPTED DECEMBER 7, 1993; THENCE ALONG SAID NORTHEASTERLY LINE, NORTH  $61^{\circ} 44' 51''$  WEST (NORTH  $61^{\circ} 45' 16''$  WEST PER CITY DRAWING 17922-B), 20.65 FEET; THENCE LEAVING SAID EASEMENT, NORTH  $13^{\circ} 52' 20''$  EAST, 275.36 FEET; THENCE NORTH  $53^{\circ} 02' 17''$  WEST, 170.15 FEET TO SAID WEST LINE OF THE WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG SAID WEST LINE, NORTH  $00^{\circ} 47' 57''$  EAST, 12.39 FEET TO SAID **TRUE POINT OF BEGINNING**.

(SAID PARCEL OF LAND CONTAINS 0.170 ACRES, MORE OR LESS.)



W.O. NO. 193555  
DWG. NO. 27304-D

4-25-94

J.A.H. LTD., A CALIFORNIA LIMITED PARTNERSHIP & HELEN SMITH  
PARCEL "E" - SLOPE EASEMENT

THAT PORTION OF THAT CERTAIN PARCEL OF LAND TO J.A.H. LTD, A CALIFORNIA LIMITED PARTNERSHIP PER DOCUMENT RECORDED APRIL 20, 1984 AS FILE NO. 84-145656, O.R., BEING A PORTION OF THE WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307 OF THE PUEBLO LANDS OF SAN DIEGO, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MISCELLANEOUS MAP THEREOF NO. 36, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, NOVEMBER 14, 1921, DESCRIBED AS FOLLOWS:

**BEGINNING** AT THE NORTHWEST CORNER OF SAID WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG THE WEST LINE THEREOF, SOUTH  $00^{\circ} 47' 57''$  WEST, 9.18 FEET; THENCE, LEAVING SAID WEST LINE, SOUTH  $53^{\circ} 02' 17''$  EAST, 111.86 FEET TO THE BEGINNING OF A TANGENT CURVE, CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF 250.00 FEET; THENCE SOUTHERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF  $66^{\circ} 54' 37''$ , A DISTANCE OF 291.95 FEET; THENCE TANGENT TO SAID CURVE, SOUTH  $13^{\circ} 52' 20''$  WEST, 130.44 FEET; THENCE NORTH  $61^{\circ} 35' 08''$  EAST, 52.72 FEET; THENCE NORTH  $13^{\circ} 52' 20''$  EAST, 285.93 FEET; THENCE NORTH  $53^{\circ} 02' 17''$  WEST, 264.87 FEET TO THE NORTH LINE OF SAID WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG SAID NORTH LINE, NORTH  $89^{\circ} 06' 29''$  WEST, 53.65 FEET TO SAID **POINT OF BEGINNING**.

(SAID PARCEL OF LAND CONTAINS 0.619 ACRES, MORE OR LESS.)



W.O. NO. 193555  
DWG. NO. 27304-D

R-285104



J.A.H. LTD., A CALIFORNIA LIMITED PARTNERSHIP & HELEN SMITH  
PARCEL "F" - SLOPE EASEMENT

THAT PORTION OF THAT CERTAIN PARCEL OF LAND TO J.A.H. LTD, A CALIFORNIA LIMITED PARTNERSHIP PER DOCUMENT RECORDED APRIL 20, 1984 AS FILE NO. 84-145656, O.R., BEING A PORTION OF THE WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307 OF THE PUEBLO LANDS OF SAN DIEGO, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MISCELLANEOUS MAP THEREOF NO. 36, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, NOVEMBER 14, 1921, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG THE WEST LINE THEREOF, SOUTH  $00^{\circ} 47' 57''$  WEST (SOUTH  $00^{\circ} 47' 32''$  WEST PER CITY DRAWING 17922-B), 33.95 FEET, SAID POINT BEING THE **TRUE POINT OF BEGINNING**; THENCE, LEAVING SAID WEST LINE, SOUTH  $53^{\circ} 02' 17''$  EAST, 97.24 FEET TO THE BEGINNING OF A TANGENT CURVE, CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF 230.00 FEET; THENCE SOUTHERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF  $66^{\circ} 54' 37''$ , A DISTANCE OF 268.60 FEET; THENCE TANGENT TO SAID CURVE, SOUTH  $13^{\circ} 52' 20''$  WEST, 148.63 FEET; THENCE SOUTH  $61^{\circ} 35' 08''$  WEST, 20.87 FEET TO THE NORTHEASTERLY SIDELINE OF AN EXISTING SEWER EASEMENT TO THE CITY OF SAN DIEGO, A MUNICIPAL CORPORATION PER CITY OF SAN DIEGO COUNCIL RESOLUTION NUMBER 283180 ADOPTED DECEMBER 7, 1993; THENCE ALONG SAID NORTHEASTERLY LINE, NORTH  $61^{\circ} 44' 51''$  WEST (NORTH  $61^{\circ} 45' 16''$  WEST PER CITY DRAWING 17922-B), 24.32 FEET; THENCE LEAVING SAID EASEMENT, NORTH  $13^{\circ} 52' 20''$  EAST, 282.84 FEET; THENCE NORTH  $53^{\circ} 02' 17''$  WEST, 194.94 FEET TO SAID WEST LINE OF THE WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG SAID WEST LINE, NORTH  $00^{\circ} 47' 57''$  EAST, 48.31 FEET TO SAID **TRUE POINT OF BEGINNING**.

(SAID PARCEL OF LAND CONTAINS 0.372 ACRES, MORE OR LESS.)

W.O. NO. 193555  
DWG. NO. 27304-D



4-25-94

J.A.H. LTD., A CALIFORNIA LIMITED PARTNERSHIP

PARCEL "G" - EXTINGUISHABLE ACCESS ROAD EASEMENT

THAT PORTION OF THAT CERTAIN PARCEL OF LAND TO J.A.H. LTD, A CALIFORNIA LIMITED PARTNERSHIP PER DOCUMENT RECORDED APRIL 20, 1984 AS FILE NO. 84-145656, O.R., BEING A PORTION OF THE WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307 OF THE PUEBLO LANDS OF SAN DIEGO, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MISCELLANEOUS MAP THEREOF NO. 36, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, NOVEMBER 14, 1921, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG THE WEST LINE THEREOF, SOUTH  $00^{\circ} 47' 57''$  WEST, 9.18 FEET, SAID POINT BEING THE **TRUE POINT OF BEGINNING**; THENCE, LEAVING SAID WEST LINE, SOUTH  $53^{\circ} 02' 17''$  EAST, 111.86 FEET TO THE BEGINNING OF A TANGENT CURVE, CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF 250.00 FEET; THENCE SOUTHERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF  $66^{\circ} 54' 37''$ , A DISTANCE OF 291.95 FEET; THENCE TANGENT TO SAID CURVE, SOUTH  $13^{\circ} 52' 20''$  WEST, 130.44 FEET; THENCE SOUTH  $61^{\circ} 35' 08''$  WEST, 27.04 FEET TO A LINE WHICH IS PARALLEL WITH AND 20.00 FEET WESTERLY OF THE PREVIOUSLY DESCRIBED COURSE "SOUTH  $13^{\circ} 52' 20''$  WEST, 130.44 FEET"; THENCE ALONG SAID PARALLEL LINE, NORTH  $13^{\circ} 52' 20''$  EAST, 148.63 FEET TO THE BEGINNING OF A TANGENT CURVE, CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF 230.00 FEET, SAID CURVE BEING CONCENTRIC WITH, AND 20.00 FEET WESTERLY OF THE PREVIOUSLY DESCRIBED 250.00 FOOT RADIUS CURVE; THENCE NORTHERLY AND NORTHWESTERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF  $66^{\circ} 54' 37''$ , A DISTANCE OF 268.60 FEET; THENCE TANGENT TO SAID CURVE, NORTH  $53^{\circ} 02' 17''$  WEST, 97.24 FEET TO THE WEST LINE OF SAID WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG SAID WEST LINE, NORTH  $00^{\circ} 47' 57''$  EAST, 24.77 FEET TO SAID **TRUE POINT OF BEGINNING**.

(SAID PARCEL OF LAND CONTAINS 0.241 ACRES, MORE OR LESS.)

W.O. NO. 193555  
DWG. NO. 27304-D

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8-18-94

Q-285104

J.A.H. LTD., A CALIFORNIA LIMITED PARTNERSHIP & HELEN SMITH  
PARCEL "H" - TUNNEL EASEMENT

A RECTANGULAR TUNNEL, 50.00 FEET IN WIDTH AND 40.00 FEET IN HEIGHT, THROUGH THAT PORTION OF THAT CERTAIN PARCEL OF LAND TO J.A.H. LTD, A CALIFORNIA LIMITED PARTNERSHIP PER DOCUMENT RECORDED APRIL 20, 1984 AS FILE NO. 84-145656, O.R., BEING A PORTION OF THE WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307 OF THE PUEBLO LANDS OF SAN DIEGO, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MISCELLANEOUS MAP THEREOF NO. 36, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, NOVEMBER 14, 1921, THE CENTER LINE OF THE BOTTOM PLANE IS DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG THE EAST LINE THEREOF, NORTH  $00^{\circ} 48' 44''$  EAST, 267.43 FEET, SAID POINT BEING THE **TRUE POINT OF BEGINNING**; THENCE LEAVING SAID EAST LINE, SOUTH  $61^{\circ} 35' 08''$  WEST, 112.90 FEET TO THE TERMINUS OF THIS TUNNEL EASEMENT; THE SIDELINES OF SAID TUNNEL EASEMENT TO BE SHORTENED OR LENGTHENED TO TERMINATE ON THE VERTICAL SURFACE PASSING THROUGH SAID EAST LINE; THE ELEVATION OF THE BOTTOM PLANE OF THE VERTICAL SPACE CONTAINED WITHIN SAID TUNNEL EASEMENT SHALL BE 258.00 FEET FOR THE ENTIRE LENGTH OF THE TUNNEL EASEMENT; AND THE TOP PLANE OF THE VERTICAL SPACE OF SAID TUNNEL EASEMENT SHALL BE 40.00 FEET ABOVE, AND PARALLEL WITH, SAID ELEVATION CITED FOR THE BOTTOM PLANE.

ALL ELEVATIONS ARE BASED ON CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) SURVEY CONTROL MONUMENT "805-25.95" (ELEVATION = 353.820) AS SHOWN ON CALTRANS CONTROL MONUMENT DATA SHEET, U.S.C. & G.S. DATUM OF 1929.

(THE TOP AND BOTTOM PLANES OF SAID PARCEL OF LAND EACH CONTAINS 0.130 ACRES, MORE OR LESS.)



W.O. NO. 193555  
DWG. NO. 27304-D

4-25-94

R-285104

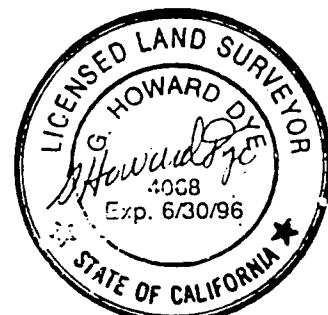
J.A.H. LTD., A CALIFORNIA LIMITED PARTNERSHIP & HELEN SMITH  
PARCEL "I" - SEWER EASEMENT

THAT PORTION OF THAT CERTAIN PARCEL OF LAND TO J.A.H. LTD, A CALIFORNIA LIMITED PARTNERSHIP PER DOCUMENT RECORDED APRIL 20, 1984 AS FILE NO. 84-145656, O.R., BEING A PORTION OF THE WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307 OF THE PUEBLO LANDS OF SAN DIEGO, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MISCELLANEOUS MAP THEREOF NO. 36, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, NOVEMBER 14, 1921, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG THE EAST LINE THEREOF, NORTH 00° 48' 44" EAST, 238.78 FEET, THENCE, LEAVING SAID EAST LINE, SOUTH 61° 35' 08" WEST, 98.91 FEET, SAID POINT BEING THE **TRUE POINT OF BEGINNING**; THENCE CONTINUING, SOUTH 61° 35' 08" WEST, 33.60 FEET; THENCE SOUTH 24° 21' 51" WEST 189.60 FEET TO THE SOUTH LINE OF SAID WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG SAID SOUTH LINE, NORTH 89° 06' 22" WEST 1.54 FEET TO THE EAST LINE OF AN EXISTING SEWER EASEMENT TO THE CITY OF SAN DIEGO, A MUNICIPAL CORPORATION PER CITY OF SAN DIEGO COUNCIL RESOLUTION NUMBER 283180 ADOPTED DECEMBER 7, 1993; THENCE ALONG SAID EAST LINE, NORTH 00° 50' 45" EAST (NORTH 00° 50' 20" EAST PER CITY DRAWING 17922-B), 140.75 FEET TO ANGLE POINT THEREIN; THENCE NORTH 59° 32' 57" EAST (NORTH 59° 32' 32" EAST PER CITY DRAWING 17922-B), 30.00 FEET; THENCE NORTH 30° 27' 03" WEST (NORTH 30° 27' 28" WEST PER CITY DRAWING 17922-B), 40.00 FEET; THENCE SOUTH 59° 32' 57" WEST (SOUTH 59° 32' 32" WEST PER CITY DRAWING 17922-B), 30.00 FEET; THENCE NORTH 61° 44' 51" WEST (NORTH 61° 45' 16" WEST PER CITY DRAWING 17922-B), 1.41 FEET; THENCE LEAVING SAID EASEMENT, NORTH 61° 35' 08" EAST, 119.33 FEET TO A LINE WHICH BEARS NORTH 28° 24' 52" WEST FROM SAID TRUE POINT OF BEGINNING; THENCE SOUTH 28° 24' 52" EAST, 50.00 FEET TO SAID **TRUE POINT OF BEGINNING**.

(SAID PARCEL OF LAND CONTAINS 0.227 ACRES, MORE OR LESS.)

W.O. NO. 193555  
DWG. NO. 27304-D



J.A.H. LTD., A CALIFORNIA LIMITED PARTNERSHIP & HELEN SMITH  
PARCEL "J" - TEMPORARY WORKING AREA

THAT PORTION OF THAT CERTAIN PARCEL OF LAND TO J.A.H. LTD, A CALIFORNIA LIMITED PARTNERSHIP PER DOCUMENT RECORDED APRIL 20, 1984 AS FILE NO. 84-145656, O.R., BEING A PORTION OF THE WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307 OF THE PUEBLO LANDS OF SAN DIEGO, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MISCELLANEOUS MAP THEREOF NO. 36, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, NOVEMBER 14, 1921, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG THE EAST LINE THEREOF, NORTH  $00^{\circ} 48' 44''$  EAST, 238.78 FEET, THENCE, LEAVING SAID EAST LINE, SOUTH  $61^{\circ} 35' 08''$  WEST, 74.11 FEET, SAID POINT BEING THE **TRUE POINT OF BEGINNING**; THENCE CONTINUING, SOUTH  $61^{\circ} 35' 08''$  WEST, 58.40 FEET; THENCE SOUTH  $24^{\circ} 21' 51''$  WEST 189.60 FEET TO THE SOUTH LINE OF SAID WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG SAID SOUTH LINE, SOUTH  $89^{\circ} 06' 22''$  EAST, 9.95 FEET; THENCE, LEAVING SAID SOUTH LINE, NORTH  $35^{\circ} 36' 18''$  EAST 223.28 FEET TO A LINE WHICH BEARS SOUTH  $28^{\circ} 24' 52''$  EAST FROM SAID TRUE POINT OF BEGINNING; THENCE ALONG SAID LINE, NORTH  $28^{\circ} 24' 52''$  WEST, 21.75 FEET TO SAID **TRUE POINT OF BEGINNING**.

(SAID PARCEL OF LAND CONTAINS 0.150 ACRES, MORE OR LESS.)



W.O. NO. 193555  
DWG. NO. 27304-D

J.A.H. LTD., A CALIFORNIA LIMITED PARTNERSHIP & HELEN SMITH  
PARCEL "K" - TUNNEL EASEMENT

A RECTANGULAR TUNNEL, 50.00 FEET IN WIDTH AND 40.00 FEET IN HEIGHT, THROUGH THAT PORTION OF THAT CERTAIN PARCEL OF LAND TO J.A.H. LTD, A CALIFORNIA LIMITED PARTNERSHIP PER DOCUMENT RECORDED APRIL 20, 1984 AS FILE NO. 84-145656, O.R., BEING A PORTION OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307 OF THE PUEBLO LANDS OF SAN DIEGO, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MISCELLANEOUS MAP THEREOF NO. 36, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, NOVEMBER 14, 1921, THE CENTER LINE OF THE BOTTOM PLANE IS DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG THE WEST LINE THEREOF, NORTH  $00^{\circ} 48' 44''$  EAST, 267.43 FEET, SAID POINT BEING THE **TRUE POINT OF BEGINNING**; THENCE LEAVING SAID WEST LINE, NORTH  $61^{\circ} 35' 08''$  EAST, 127.20 FEET TO A POINT ON THE NORTH LINE OF SAID SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THE SIDELINES OF SAID TUNNEL EASEMENT TO BE SHORTENED OR LENGTHENED TO TERMINATE ON THE VERTICAL SURFACE PASSING THROUGH THE NORTH AND WEST LINES OF SAID SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THE ELEVATION OF THE BOTTOM PLANE OF THE VERTICAL SPACE CONTAINED WITHIN SAID TUNNEL EASEMENT SHALL BE 258.00 FEET FOR THE ENTIRE LENGTH OF THE TUNNEL EASEMENT; AND THE TOP PLANE OF THE VERTICAL SPACE OF SAID TUNNEL EASEMENT SHALL BE 40.00 FEET ABOVE, AND PARALLEL WITH, SAID ELEVATION CITED FOR THE BOTTOM PLANE.

ALL ELEVATIONS ARE BASED ON CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) SURVEY CONTROL MONUMENT "805-25.95" (ELEVATION = 353.820) AS SHOWN ON CALTRANS CONTROL MONUMENT DATA SHEET, U.S.C. & G.S. DATUM OF 1929.

(THE TOP AND BOTTOM PLANES OF SAID PARCEL OF LAND EACH CONTAINS 0.146 ACRES, MORE OR LESS.)

W.O. NO. 193555  
DWG. NO. 27304-D



4-25-94  
R-285104

HELEN SMITH

PARCEL "L" - TUNNEL EASEMENT

A RECTANGULAR TUNNEL, 50.00 FEET IN WIDTH AND 40.00 FEET IN HEIGHT, THROUGH THAT PORTION OF THAT CERTAIN PARCEL OF LAND TO HELEN SMITH PER DOCUMENT RECORDED JULY 24, 1991 AS FILE NO. 91-0363584, O.R., BEING A PORTION OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307 OF THE PUEBLO LANDS OF SAN DIEGO, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MISCELLANEOUS MAP THEREOF NO. 36, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, NOVEMBER 14, 1921, THE CENTER LINE OF THE BOTTOM PLANE IS DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG THE SOUTH LINE THEREOF, NORTH  $89^{\circ} 06' 25''$  WEST, 218.89 FEET, SAID POINT BEING THE **TRUE POINT OF BEGINNING**; THENCE LEAVING SAID SOUTH LINE, NORTH  $61^{\circ} 35' 08''$  EAST, 250.85 FEET TO A POINT ON THE EAST LINE OF SAID NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THE SIDELINES OF SAID TUNNEL EASEMENT TO BE SHORTENED OR LENGTHENED TO TERMINATE ON THE VERTICAL SURFACE PASSING THROUGH THE EAST AND SOUTH LINES OF SAID NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THE ELEVATION OF THE BOTTOM PLANE OF THE VERTICAL SPACE CONTAINED WITHIN SAID TUNNEL EASEMENT SHALL BE 258.00 FEET FOR THE ENTIRE LENGTH OF THE TUNNEL EASEMENT; AND THE TOP PLANE OF THE VERTICAL SPACE OF SAID TUNNEL EASEMENT SHALL BE 40.00 FEET ABOVE, AND PARALLEL WITH, SAID ELEVATION CITED FOR THE BOTTOM PLANE.

ALL ELEVATIONS ARE BASED ON CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) SURVEY CONTROL MONUMENT "805-25.95" (ELEVATION = 353.820) AS SHOWN ON CALTRANS CONTROL MONUMENT DATA SHEET, U.S.C. & G.S. DATUM OF 1929.

(THE TOP AND BOTTOM PLANES OF SAID PARCEL OF LAND EACH CONTAINS 0.288 ACRES, MORE OR LESS.)

W.O. NO. 193555  
DWG. NO. 27304-D



4-25-94

R-285104

ROSLYN GOODWIN TRUST, ET AL

PARCEL "M" - SLOPE EASEMENT

THAT PORTION OF THAT CERTAIN PARCEL OF LAND TO ROSLYN GOODWIN, ET AL, PER DOCUMENT RECORDED DECEMBER 30, 1993 AS FILE NO. 93-0886743, OF OFFICIAL RECORDS BEING A PORTION OF THE EAST HALF OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF PUEBLO LOT 1307 OF THE PUEBLO LANDS OF SAN DIEGO, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MISCELLANEOUS MAP THEREOF NO. 36, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, NOVEMBER 14, 1921, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID EAST HALF OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF PUEBLO LOT 1307; THENCE ALONG THE EAST LINE THEREOF, SOUTH 00° 47' 57" WEST, 49.00 FEET, SAID POINT BEING THE **TRUE POINT OF BEGINNING**; THENCE CONTINUING ALONG SAID EAST LINE, SOUTH 00° 47' 57" WEST, 33.26 FEET; THENCE, LEAVING SAID EAST LINE, NORTH 53° 02' 17" WEST, 56.39 FEET, TO A POINT IN THE SOUTHERLY LINE OF EXECUTIVE DRIVE AS DEDICATED PER DOCUMENT RECORDED JANUARY 29, 1991 AS FILE NO. 91-0041658, OF OFFICIAL RECORDS, SAID POINT BEARS NORTH 89° 11' 04" WEST FROM SAID TRUE POINT OF BEGINNING; THENCE ALONG SAID LINE, SOUTH 89° 11' 04" EAST, 45.53 FEET TO SAID **TRUE POINT OF BEGINNING**.

(SAID PARCEL OF LAND CONTAINS 0.017 ACRES, MORE OR LESS.)



4-25-94

W.O. NO. 193555  
DWG. NO. 27304-D



RONALD M. BONAQUIDI, ET AL

PARCEL "N" - TUNNEL EASEMENT

A RECTANGULAR TUNNEL, 50.00 FEET IN WIDTH AND 40.00 FEET IN HEIGHT, THROUGH THAT PORTION OF THAT CERTAIN PARCEL OF LAND TO RONALD M. BONAQUIDI, ET AL, PER DOCUMENT RECORDED FEBRUARY 10, 1992 AS FILE NO. 92-0070684 O.R., BEING A PORTION OF THE SOUTH HALF OF THE WEST HALF OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER AND THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307 OF THE PUEBLO LANDS OF SAN DIEGO, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MISCELLANEOUS MAP THEREOF NO. 36, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, NOVEMBER 14, 1921, THE CENTER LINE OF THE BOTTOM PLANE IS DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG THE WEST LINE THEREOF, NORTH  $00^{\circ} 49' 31''$  EAST, 452.49 FEET, SAID POINT BEING THE **TRUE POINT OF BEGINNING**; THENCE LEAVING SAID WEST LINE, NORTH  $61^{\circ} 35' 08''$  EAST, 422.71 FEET TO A POINT ON THE NORTH LINE OF THE SAID SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THE SIDELINES OF SAID TUNNEL EASEMENT TO BE SHORTENED OR LENGTHENED TO TERMINATE ON THE VERTICAL SURFACE PASSING THROUGH THE NORTH AND WEST LINES OF SAID SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307 AND THE EAST LINE OF SAID SOUTH HALF OF THE WEST HALF OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THE ELEVATION OF THE BOTTOM PLANE OF THE VERTICAL SPACE CONTAINED WITHIN SAID TUNNEL EASEMENT SHALL BE 258.00 FEET FOR THE ENTIRE LENGTH OF THE TUNNEL EASEMENT; AND THE TOP PLANE OF THE VERTICAL SPACE OF SAID TUNNEL EASEMENT SHALL BE 40.00 FEET ABOVE, AND PARALLEL WITH, SAID ELEVATION CITED FOR THE BOTTOM PLANE.

ALL ELEVATIONS ARE BASED ON CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) SURVEY CONTROL MONUMENT "805-25.95" (ELEVATION = 353.820) AS SHOWN ON CALTRANS CONTROL MONUMENT DATA SHEET, U.S.C. & G.S. DATUM OF 1929.

(THE TOP AND BOTTOM PLANES OF SAID PARCEL OF LAND EACH CONTAINS 0.486 ACRES, MORE OR LESS.)



W.O. NO. 193555  
DWG. NO. 27304-D

NEXUS CENTER/I-805, A CALIFORNIA LIMITED PARTNERSHIP

PARCEL "0" - TUNNEL EASEMENT

A RECTANGULAR TUNNEL, 50.00 FEET IN WIDTH AND 40.00 FEET IN HEIGHT, THROUGH THAT PORTION OF PARCEL 2 OF PARCEL MAP NO. 16892, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY ON JULY 9, 1992, TOGETHER WITH A PORTION OF EXECUTIVE DRIVE AS IT WAS DEDICATED ON MAP NO. 12473, THE CENTER LINE OF THE BOTTOM PLANE IS DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID PARCEL 2; THENCE ALONG THE SOUTH LINE THEREOF, NORTH  $89^{\circ} 06' 36''$  WEST, 21.17 FEET TO THE **TRUE POINT OF BEGINNING**, BEING ALSO SOUTH  $89^{\circ} 06' 36''$  EAST, 38.83 FEET FROM THE SOUTHWEST CORNER OF SAID PORTION OF EXECUTIVE DRIVE; THENCE LEAVING SAID SOUTH LINE, NORTH  $61^{\circ} 08' 35''$  EAST, 333.74 FEET TO A POINT ON THE EAST LINE OF SAID PARCEL 2; THE SIDELINES OF SAID TUNNEL EASEMENT TO BE SHORTENED OR LENGTHENED TO TERMINATE ON THE VERTICAL SURFACE PASSING THROUGH THE EAST, SOUTH, AND WEST LINES OF SAID PARCEL 2; THE ELEVATION OF THE BOTTOM PLANE OF THE VERTICAL SPACE CONTAINED WITHIN SAID TUNNEL EASEMENT SHALL BE 258.00 FEET FOR THE ENTIRE LENGTH OF THE TUNNEL EASEMENT; AND THE TOP PLANE OF THE VERTICAL SPACE OF SAID TUNNEL EASEMENT SHALL BE 40.00 FEET ABOVE, AND PARALLEL WITH, SAID ELEVATION CITED FOR THE BOTTOM PLANE.

ALL ELEVATIONS ARE BASED ON CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) SURVEY CONTROL MONUMENT "805-25.95" (ELEVATION = 353.820) AS SHOWN ON CALTRANS CONTROL MONUMENT DATA SHEET, U.S.C. & G.S. DATUM OF 1929.

(THE TOP AND BOTTOM PLANES OF SAID PARCEL OF LAND EACH CONTAINS 0.381 ACRES, MORE OR LESS.)



4-25-94

W.O. NO. 193555  
DWG. NO. 27304-D

J.A.H. LTD., A CALIFORNIA LIMITED PARTNERSHIP

PARCEL "Q" - EXTINGUISHABLE WATER LINE EASEMENT

THAT PORTION OF THAT CERTAIN PARCEL OF LAND DEEDED TO J.A.H. LTD, A CALIFORNIA LIMITED PARTNERSHIP PER DOCUMENT RECORDED APRIL 20, 1984 AS FILE NO. 84-145656, O.R., BEING A PORTION OF THE WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307 OF THE PUEBLO LANDS OF SAN DIEGO, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MISCELLANEOUS MAP THEREOF NO. 36, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, NOVEMBER 14, 1921, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG THE WEST LINE THEREOF, SOUTH  $00^{\circ} 47' 57''$  WEST, 9.18 FEET, SAID POINT BEING THE **TRUE POINT OF BEGINNING**; THENCE, LEAVING SAID WEST LINE, SOUTH  $53^{\circ} 02' 17''$  EAST, 111.86 FEET TO THE BEGINNING OF A TANGENT CURVE, CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF 250.00 FEET; THENCE SOUTHERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF  $66^{\circ} 54' 37''$ , A DISTANCE OF 291.95 FEET; THENCE TANGENT TO SAID CURVE, SOUTH  $13^{\circ} 52' 20''$  WEST, 112.39 FEET; THENCE SOUTH  $76^{\circ} 07' 39''$  EAST, 38.05 FEET; THENCE NORTH  $61^{\circ} 35' 08''$  EAST, 31.13 FEET; THENCE SOUTH  $28^{\circ} 24' 52''$  EAST, 20.00 FEET; THENCE SOUTH  $61^{\circ} 35' 08''$  WEST, 38.87 FEET; THENCE NORTH  $76^{\circ} 07' 39''$  WEST, 65.78 FEET TO A LINE WHICH IS PARALLEL WITH AND 20.00 FEET WESTERLY OF THE PREVIOUSLY DESCRIBED COURSE "SOUTH  $13^{\circ} 52' 20''$  WEST, 112.39 FEET"; THENCE ALONG SAID PARALLEL LINE, NORTH  $13^{\circ} 52' 20''$  EAST, 132.39 FEET TO THE BEGINNING OF A TANGENT CURVE, CONCAVE WESTERLY AND SOUTHWESTERLY, HAVING A RADIUS OF 230.00 FEET, SAID CURVE BEING CONCENTRIC WITH, AND 20.00 FEET WESTERLY OF THE PREVIOUSLY DESCRIBED 250.00 FOOT RADIUS CURVE; THENCE NORTHERLY AND NORTHWESTERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF  $66^{\circ} 54' 37''$ , A DISTANCE OF 268.60 FEET; THENCE TANGENT TO SAID CURVE, NORTH  $53^{\circ} 02' 17''$  WEST, 97.24 FEET TO THE WEST LINE OF SAID WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF PUEBLO LOT 1307; THENCE ALONG SAID WEST LINE, NORTH  $00^{\circ} 47' 57''$  EAST, 24.77 FEET TO SAID **TRUE POINT OF BEGINNING**.

(SAID PARCEL OF LAND CONTAINS 0.273 ACRES, MORE OR LESS.)



Section 5. That the taking and acquiring by said City of the permanent tunnel, slope and sewer easements, temporary working area easements, and extinguishable access road and water line easements hereinabove described is deemed necessary for the construction, operation and maintenance of a public tunnel connector and all incidents and appurtenances thereto to provide capacity relief for the existing lines, and to enable the City to provide for ultimate sewage conveyance needs and reuse water market demand for the developing North City Communities of Los Penasquitos, Del Mar, Mira Mesa, Miramar, University City, City of Poway, and the coastal communities in the City of San Diego for the inhabitants thereof, for municipal purposes; and that such uses are public uses authorized by law (Section 220, Charter of the City of San Diego; Sections 1240.010, 1240.110, 1240.120, and 1255.410, Code of Civil Procedure; and Sections 37350.5, 38900, 39040 and 40404, Government Code); that for such public use, it is necessary that The City of San Diego condemn and acquire said permanent tunnel, slope and sewer easements, temporary working area easements and extinguishable access road and water line easements; that said real property is to be used for the construction, operation and maintenance of a public tunnel connector and all incidents and appurtenances thereto, for the North City Tunnel Connector, which is planned and located in a manner most compatible with the greatest public good and the least private injury.

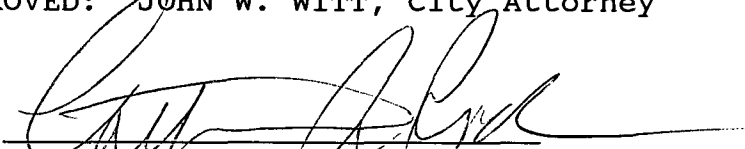
Section 6. That an offer to acquire the property, pursuant to Government Code Section 7267.2, at the appraised fair market value has not been made to the owners of record of the property

pursuant to the exemption set forth in Government Code section 7267.

Section 7. 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 property and easements as above described and obtaining immediate possession of said parcels for the use of said City.

APPROVED: JOHN W. WITT, City Attorney

By

  
Catherine A. Richardson  
Deputy City Attorney

CAR/djr/Lit  
11/03/94  
Or.Dept:Prop  
Aud.Cert:9500415  
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