

RESOLUTION NUMBER R- 285379

ADOPTED ON FEB 27 1995

WHEREAS, the City of San Diego is the owner of a drainage easement in a portion of the Southwest Quarter of Pueblo Lot 175; and

WHEREAS, the Engineering & Development Department has requested that the City quitclaim to RICHARD S. McCUNE and NANCY F. McCUNE 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 RICHARD S. McCUNE and NANCY F. McCUNE, 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 is the cost of processing the quitclaim of the easement; 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:

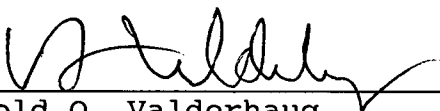
1. That that certain real property right described in that quitclaim deed on file in the office of the City Clerk as Document No. RR-285379, be, and the same is hereby determined to be surplus and is hereby authorized to be sold for the processing fee to RICHARD S. McCUNE and NANCY F. McCUNE.

2. That the City Manager or his designee is hereby authorized and empowered to execute, for and on behalf of The City of San Diego, a quitclaim deed, which is on file in the office of the City Clerk as Document No. RR-285379, quitclaiming to RICHARD S. McCUNE and NANCY F. McCUNE, that certain easement, as more particularly described in said quitclaim 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 the quitclaim deed and a certified copy of this resolution to the Real Estate Assets Department for further handling.

APPROVED: JOHN W. WITT, City Attorney

By 
Harold O. Valderhaug
Chief Deputy City Attorney

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