

(R-98-457)

RESOLUTION NUMBER R-289486

ADOPTED ON NOV 25 1997

A RESOLUTION DETERMINING AND DECLARING THAT THE PUBLIC INTEREST, CONVENIENCE AND NECESSITY OF THE CITY OF SAN DIEGO REQUIRE THE ACQUISITION OF FEE SIMPLE TITLE, SLOPE EASEMENTS AND DRAINAGE EASEMENTS TO THE PROPERTY DESCRIBED HEREIN FOR THE CONSTRUCTION, IMPROVEMENT, OPERATION AND MAINTENANCE, AND INCIDENTS THERETO, OF THE OCEAN VIEW HILLS PARKWAY PROJECT (PALM AVENUE EXTENSION); THAT THE PROPERTY IS LOCATED EAST OF INTERSTATE 805 AND ON THE NORTH SIDE OF OTAY MESA ROAD JUST EAST OF ITS INTERSECTION WITH OLD OTAY MESA ROAD, IN THE OTAY MESA COMMUNITY, WITHIN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA; THAT THE PROJECT IS PLANNED OR LOCATED IN THE MANNER THAT WILL BE MOST COMPATIBLE WITH THE GREATEST PUBLIC GOOD AND THE LEAST PRIVATE INJURY; THAT THE PROPERTY SOUGHT TO BE ACQUIRED IS NECESSARY FOR THE PROJECT; THAT ACQUISITION BY EMINENT DOMAIN IS AUTHORIZED BY LAW; AND DECLARING THAT THE OFFER TO PURCHASE THE PROPERTY REQUIRED BY GOVERNMENT CODE SECTION 7267.2 HAS BEEN MADE TO THE OWNERS OF RECORD; AND DECLARING THE INTENTION OF THE CITY OF SAN DIEGO TO ACQUIRE THE PROPERTY UNDER EMINENT DOMAIN PROCEEDINGS; AND DIRECTING THE CITY ATTORNEY OF THE CITY OF SAN DIEGO TO COMMENCE AN EMINENT DOMAIN ACTION IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA, IN THE COUNTY OF SAN DIEGO, TO CONDEMN, ACQUIRE AND OBTAIN IMMEDIATE POSSESSION OF THE PROPERTY FOR THE USE OF THE CITY.

WHEREAS, the Council of The City of San Diego ("City") has provided notice to those persons designated in Code of Civil Procedure Section 1245.235, and has provided them a

reasonable opportunity to appear and be heard on the matters referred to in Code of Civil Procedure Section 1240.030; NOW, THEREFORE,

BE IT RESOLVED, THAT THE COUNCIL OF THE CITY OF SAN DIEGO HAS FOUND AND DETERMINED EACH OF THE FOLLOWING:

Section 1. That the proposed Ocean View Hills Parkway Project is a major component of the Otay Mesa Community Plan and California Terraces Precise Plan, providing for the construction of Ocean View Hills Parkway as a four-lane and six-lane prime arterial/major street ultimately linking Interstate 805 with State Route 905. That the property rights sought to be acquired are an offsite condition of Ocean View Hills Vesting Tentative Map No. 86-1032. That upon completion, Ocean View Hills Parkway will accommodate 30,000 to 50,000 average daily trips, depending on the street segment. That the project is proposed as a means to provide a more acceptable level of service for both existing and planned traffic volumes, serving both the residential and industrial portions of the Otay Mesa community.

Section 2. That the public interest, convenience and necessity of the City, and the inhabitants thereof, require the acquisition of fee simple title and easements to the property described hereafter for the Ocean View Hills Parkway Project, a public street or streets, and incidents and appurtenances thereto; that the property is to be used for the construction of a four-lane and six-lane prime arterial/major street ultimately linking Interstate 805 with State Route 905; that the project includes construction, improvement, operation and maintenance; that the interests to be acquired include fee simple title and easements for slope and drainage purposes; and that the property is located in the City of San Diego, County of San Diego, State of California, as more particularly described hereafter.

Section 3. That the Ocean View Hills Parkway Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury.

Section 4. That the fee simple title and easements sought to be acquired are necessary for the Ocean View Hills Parkway Project, for municipal purposes.

Section 5. That the acquisitions sought herein are for a public use authorized by the following code sections: Charter of The City of San Diego Section 220; Code of Civil Procedure Sections 1240.010, 1240.110, 1240.120, 1240.150, 1240.320, 1240.410, 1240.430 and 1255.410; The Improvement Act of 1911; Streets and Highways Code Sections 4090, 5100, 5101, 5102, 5023 and 5023.1; and Government Code Sections 37350.5 and 40404.

Section 6. That the parcels of property and the interests sought to be condemned are described as follows:

18526-B
SAN LUIS REY

LEGAL DESCRIPTION
FOR
RIGHT-OF-WAY ACQUISITION
OCEAN VIEW HILLS PARKWAY

ALL THAT PORTION OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 18 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO OFFICIAL PLAT THEREOF, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

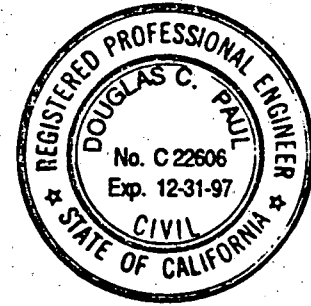
PARCEL 'A'

COMMENCING AT THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF SAID SECTION 30; THENCE ALONG THE SOUTHERLY LINE THEREOF

1. SOUTH 87°43'21" EAST 38.16 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID SOUTHERLY LINE
2. SOUTH 87°43'21" EAST 109.88 FEET; THENCE LEAVING SAID SOUTHERLY LINE
3. NORTH 09°15'31" WEST 449.87 FEET TO THE BEGINNING OF A TANGENT 1,500.00 FOOT RADIUS CURVE CONCAVE EASTERLY; THENCE ALONG THE ARC OF SAID CURVE
4. NORTHERLY 32.56 FEET THROUGH A CENTRAL ANGLE OF 01°14'37"; THENCE
5. NORTH 08°00'54" WEST 426.70 FEET TO THE BEGINNING OF A TANGENT 1,949.00 FOOT RADIUS CURVE CONCAVE WESTERLY; THENCE
6. NORTHERLY 118.23 FEET THROUGH A CENTRAL ANGLE OF 03°28'32" TO THE WESTERLY LINE OF SAID NORTHEAST QUARTER; THENCE ALONG SAID WESTERLY LINE
7. SOUTH 00°30'10" EAST 722.18 FEET; THENCE LEAVING SAID WESTERLY LINE

18526-B
SAN LUIS REY

8. SOUTH 08°00'54" EAST 291.56 FEET TO THE TRUE POINT OF BEGINNING.
CONTAINS 1.562 ACRES MORE OR LESS.



D. C. Paul 10/20/97

DOUGLAS C. PAUL DATE

W.O. NO. 960611
DWG. NO. 18526-B

RCE 22606
EXPIRATION DATE 12/31/97

18526-B
SAN LUIS REY

LEGAL DESCRIPTION
FOR
DRAINAGE EASEMENTS

ALL THOSE PORTIONS OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 18 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO OFFICIAL PLAT THEREOF, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL 'B'

COMMENCING AT THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF SAID SECTION 30; THENCE ALONG THE SOUTHERLY LINE THEREOF

- 1. SOUTH 87°43'21" EAST 148.05 FEET; THENCE LEAVING SAID SOUTHERLY LINE
- 2. NORTH 09°15'31" WEST 260.96 FEET TO THE TRUE POINT OF BEGINNING; THENCE
- 3. NORTH 09°15'31" WEST 10.04 FEET; THENCE
- 4. NORTH 75°52'03" EAST 139.55 FEET; THENCE
- 5. NORTH 14°07'57" WEST 5.50 FEET; THENCE
- 6. NORTH 75°52'03" EAST 29.00 FEET; THENCE
- 7. SOUTH 14°07'57" EAST 21.00 FEET; THENCE
- 8. SOUTH 75°52'03" WEST 29.00 FEET; THENCE
- 9. NORTH 14°07'57" WEST 5.50 FEET; THENCE
- 10. SOUTH 75°52'03" WEST 140.41 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINS 2,009 SQUARE FEET MORE OR LESS.

PARCEL 'C'

COMMENCING AT THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF SAID SECTION 30; THENCE ALONG THE WESTERLY LINE THEREOF

- 1. NORTH 00°30'10" WEST 1,642.04 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID WESTERLY LINE

18526-B
SAN LUIS REY

LEGAL DESCRIPTION
FOR
SLOPE EASEMENTS

ALL THOSE PORTIONS OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 18 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN, ACCORDING TO OFFICIAL PLAT THEREOF, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL 'D'

COMMENCING AT THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF SAID SECTION 30; THENCE ALONG THE SOUTHERLY LINE THEREOF

- 1. SOUTH 87°43'21" EAST 148.05 FEET TO THE TRUE POINT OF BEGINNING; THENCE LEAVING SAID SOUTHERLY LINE
- 2. NORTH 09°15'31" WEST 449.87 FEET TO THE BEGINNING OF A TANGENT 1,500.00 FOOT RADIUS CURVE CONCAVE EASTERLY; THENCE ALONG THE ARC OF SAID CURVE
- 3. NORTHERLY 32.56 FEET THROUGH A CENTRAL ANGLE OF 01°14'37"; THENCE
- 4. NORTH 08°00'54" WEST 426.70 FEET TO THE BEGINNING OF A TANGENT 1,949.00 FOOT RADIUS CURVE CONCAVE WESTERLY; THENCE
- 5. NORTHERLY 118.23 FEET THROUGH A CENTRAL ANGLE OF 03°28'32" TO THE WESTERLY LINE OF SAID NORTHEAST QUARTER; THENCE ALONG SAID WESTERLY LINE
- 6. NORTH 00°30'10" WEST 707.27 FEET; THENCE LEAVING SAID WESTERLY LINE
- 7. SOUTH 42°24'56" EAST 89.62 FEET; THENCE
- 8. SOUTH 19°37'19" EAST 42.34 FEET; THENCE
- 9. SOUTH 02°23'52" EAST 180.89 FEET; THENCE
- 10. SOUTH 08°26'25" WEST 315.90 FEET; THENCE
- 11. SOUTH 48°48'52" EAST 44.20 FEET; THENCE

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- 12. SOUTH 31°21'27" EAST 101.79 FEET; THENCE
- 13. SOUTH 05°10'56" EAST 210.30 FEET; THENCE
- 14. SOUTH 00°02'51" WEST 156.03 FEET; THENCE
- 15. SOUTH 47°19'44" EAST 22.24 FEET; THENCE
- 16. SOUTH 12°30'36" EAST 52.01 FEET; THENCE
- 17. SOUTH 15°04'29" WEST 63.15 FEET; THENCE
- 18. SOUTH 04°11'33" EAST 114.86 FEET; THENCE
- 19. SOUTH 10°09'41" WEST 36.24 FEET; THENCE
- 20. SOUTH 89°03'04" EAST 56.59 FEET; THENCE
- 21. SOUTH 79°49'45" EAST 79.18 FEET; THENCE
- 22. SOUTH 09°16'03" EAST 96.97 FEET; THENCE
- 23. SOUTH 43°23'26" WEST 108.77 FEET; THENCE
- 24. SOUTH 37°52'55" EAST 64.42 FEET; THENCE
- 25. SOUTH 07°43'54" EAST 80.27 FEET; THENCE
- 26. SOUTH 22°35'32" WEST 52.47 FEET TO SAID SOUTHERLY LINE OF SAID
 NORTHEAST QUARTER; THENCE ALONG
 SAID SOUTHERLY LINE
- 27. NORTH 87°43'21" WEST 96.86 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINS 3.524 ACRES MORE OR LESS.

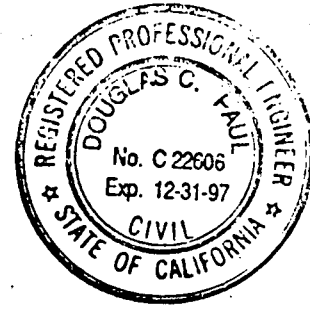
PARCEL 'E'

BEGINNING AT THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF SAID SEC-
 TION 30; THENCE ALONG THE SOUTHERLY LINE THEREOF

- 1. SOUTH 87°43'21" EAST 38.16 FEET; THENCE
- 2. NORTH 08°00'54" WEST 291.56 FEET TO THE WESTERLY LINE OF SAID
 NORTHEAST QUARTER; THENCE ALONG
 SAID WESTERLY LINE
- 3. SOUTH 00°30'10" EAST 287.20 FEET TO THE TRUE POINT OF BEGINNING.

18526-B
SAN LUIS REY

CONTAINS 5,474 SQUARE FEET MORE OR LESS.



W.O. NO. 960611
DWG. NO. 18526-B

D C R 2/25/97
DOUGLAS C. PAUL / DATE
RCE 22606
EXPIRATION DATE 12/31/97

18527-B
CLAYTON

**LEGAL DESCRIPTION
FOR
RIGHT-OF-WAY ACQUISITION
OCEAN VIEW HILLS PARKWAY**

THAT PORTION OF THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 18 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF, APPROVED SEPTEMBER 11, 1879, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL 'A'

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 30; THENCE ALONG THE EASTERLY LINE THEREOF

1. NORTH $00^{\circ}31'36''$ WEST 804.95 FEET TO THE TRUE POINT OF BEGINNING AND A POINT ON A NON-TANGENT 1,361.00 FOOT RADIUS CURVE CONCAVE SOUTHWESTERLY, A RADIAL TO SAID POINT BEARS NORTH $72^{\circ}16'08''$ EAST; THENCE LEAVING SAID EASTERLY LINE AND ALONG THE ARC OF SAID CURVE
2. NORTHERLY AND NORTH- 727.87 FEET THROUGH A CENTRAL ANGLE OF
WESTERLY $30^{\circ}38'32''$ TO THE NORTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 30; THENCE ALONG SAID NORTH LINE
3. NORTH $88^{\circ}12'08''$ WEST 206.37 FEET TO A POINT ON A NON-TANGENT 1,239.00 FOOT CURVE CONCAVE SOUTHWESTERLY, SAID CURVE LIES 122.00 FEET SOUTHWESTERLY AND IS CONCENTRIC WITH THE LAST MENTIONED CURVE, A RADIAL TO SAID POINT BEARS NORTH $34^{\circ}16'40''$ EAST; THENCE LEAVING SAID NORTHERLY LINE AND ALONG THE ARC OF SAID CURVE

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- 4. SOUTHEASTERLY AND SOUTHERLY 891.60 FEET THROUGH A CENTRAL ANGLE OF 41°13'51" TO A POINT ON THE SOUTH LINE OF THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 30; THENCE ALONG SAID SOUTH LINE
- 5. SOUTH 88°26'31" EAST 97.76 FEET TO THE EAST LINE OF SAID SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER; THENCE ALONG SAID EAST LINE
- 6. NORTH 00°30'44" WEST 107.12 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINS 2.381 ACRES MORE OR LESS.



D *CR* *10/20/97*

DOUGLAS C. PAUL _____ DATE
 RCE 22606
 EXPIRATION DATE 12/31/97

W.O. NO. 960611
DWG. NO. 18527-B

R 289486

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EXHIBIT 'A'
LEGAL DESCRIPTION
FOR
RIGHT-OF-WAY ACQUISITION
HIDDEN TRAILS ROAD

THAT PORTION OF THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 18 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF, APPROVED SEPTEMBER 11, 1879, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL 'B'

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 30; THENCE ALONG THE EASTERLY LINE THEREOF

1. NORTH 00°31'36" WEST 804.95 FEET TO A POINT ON A NON-TANGENT 1,361.00 FOOT RADIUS CURVE CONCAVE SOUTHWESTERLY, A RADIAL TO SAID POINT BEARS NORTH 72°16'08" EAST; THENCE LEAVING SAID EASTERLY LINE AND ALONG THE ARC OF SAID CURVE
2. NORTHERLY AND NORTH- 368.92 FEET THROUGH A CENTRAL ANGLE OF WESTERLY 15°31'51" TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING ALONG THE ARC OF SAID CURVE
3. NORTHWESTERLY 130.58 FEET THROUGH A CENTRAL ANGLE OF 05°29'49" TO A POINT OF CUSP AND THE BEGINNING OF A 20.00 FOOT RADIUS CURVE CONCAVE NORTHERLY, A RADIAL LINE TO SAID BEGINNING BEARS SOUTH 51°14'27" WEST; THENCE ALONG THE ARC OF SAID CURVE
4. SOUTHEASTERLY, EAST- 32.33 FEET THROUGH A CENTRAL ANGLE OF ERLY, AND NORTHEAST- 92°36'56" TO THE BEGINNING OF A ERLY 454.00 FOOT RADIUS CURVE CONCAVE NORTHWESTERLY, A RADIAL LINE TO SAID BEGINNING BEARS SOUTH 41°22'29" EAST; THENCE ALONG THE ARC OF SAID CURVE

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5. NORTHEASTERLY 197.61 FEET THROUGH A CENTRAL ANGLE OF 24°56'20" TO THE NORTH LINE OF SAID SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 30; THENCE ALONG SAID NORTH LINE
6. SOUTH 88°12'08" EAST 85.34 FEET TO THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER OF SECTION 30; THENCE ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER
7. SOUTH 00°30'44" EAST 31.24 FEET TO THE BEGINNING OF A 546.00 FOOT RADIUS CURVE CONCAVE NORTHWESTERLY, A RADIAL LINE TO SAID BEGINNING BEARS SOUTH 66°39'43" EAST; THENCE LEAVING SAID EAST LINE AND ALONG THE ARC OF SAID CURVE
8. SOUTHWESTERLY 252.92 FEET THROUGH A CENTRAL ANGLE OF 26°32'27" TO THE BEGINNING OF A 20.00 FOOT RADIUS REVERSE CURVE CONCAVE EASTERLY, A RADIAL LINE TO SAID BEGINNING BEARS NORTH 40°07'16" WEST; THENCE ALONG THE ARC OF SAID CURVE
9. SOUTHWESTERLY, SOUTHERLY, AND SOUTHEASTERLY 29.02 FEET THROUGH A CENTRAL ANGLE OF 83°08'27" TO THE TRUE POINT OF BEGINNING.

CONTAINS 0.550 ACRE MORE OR LESS.



D. C. Paul
DOUGLAS C. PAUL
RCE 22606
EXPIRATION DATE 12/31/97

12/20/97
DATE

W.O. NO. 960611
DWG. NO. 18527-B

R-289486

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CLAYTON

EXHIBIT 'A'
LEGAL DESCRIPTION
FOR
DRAINAGE EASEMENT

THAT PORTION OF THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 18 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF, APPROVED SEPTEMBER 11, 1879, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL 'C'

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 30; THENCE ALONG THE EASTERLY LINE THEREOF

- 1. NORTH 00°31'36" WEST 804.95 FEET TO THE TRUE POINT OF BEGINNING AND A POINT ON A NON-TANGENT 1,361.00 FOOT RADIUS CURVE CONCAVE SOUTHWESTERLY, A RADIAL TO SAID POINT BEARS NORTH 72°16'08" EAST; THENCE LEAVING SAID EASTERLY LINE AND ALONG THE ARC OF SAID CURVE
- 2. NORTHERLY 53.78 FEET THROUGH A CENTRAL ANGLE OF 02°15'50"; THENCE NON-TANGENT TO SAID CURVE
- 3. NORTH 28°05'37" EAST 35.36 FEET TO A POINT ON SAID EASTERLY LINE OF THE SOUTHEAST QUARTER; THENCE ALONG SAID EASTERLY LINE
- 4. SOUTH 00°30'44" EAST 82.08 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINS 685 SQUARE FEET MORE OR LESS.



[Signature] 2/20/97
 DOUGLAS C. PAUL DATE
 RCE 22606
 EXPIRATION DATE 12/31/97

W.O. NO. 960611
DWG. NO. 18527-B

R. 289486

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CLAYTON

EXHIBIT 'A'
LEGAL DESCRIPTION
FOR
SLOPE EASEMENTS

THOSE PORTIONS OF THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 18 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF, APPROVED SEPTEMBER 11, 1879, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL 'D'

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 30; THENCE ALONG THE EASTERLY LINE THEREOF

1. NORTH $00^{\circ}31'36''$ WEST 804.95 FEET TO A POINT ON A NON-TANGENT 1,361.00 FOOT RADIUS CURVE CONCAVE SOUTHWESTERLY, A RADIAL TO SAID POINT BEARS NORTH $72^{\circ}16'08''$ EAST; THENCE LEAVING SAID EASTERLY LINE AND ALONG THE ARC OF SAID CURVE
2. NORTHERLY AND NORTH- 727.87 FEET THROUGH A CENTRAL ANGLE OF
WESTERLY $30^{\circ}38'32''$ TO THE NORTH LINE OF
THE SOUTHEAST QUARTER OF SAID
SECTION 30; THENCE ALONG SAID
NORTH LINE
3. NORTH $88^{\circ}12'08''$ WEST 206.37 FEET TO THE TRUE POINT OF BEGINNING,
BEING A POINT ON A NON-TANGENT
1,239.00 FOOT CURVE CONCAVE
SOUTHWESTERLY, SAID CURVE LIES
122.00 FEET SOUTHWESTERLY AND IS
CONCENTRIC WITH THE LAST MEN-
TIONED CURVE, A RADIAL TO SAID
POINT BEARS NORTH $34^{\circ}16'40''$ EAST;
THENCE LEAVING SAID NORTHERLY
LINE AND ALONG THE ARC OF SAID
CURVE

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- 4. SOUTHEASTERLY AND SOUTHERLY 891.60 FEET THROUGH A CENTRAL ANGLE OF 41°13'51" TO A POINT ON THE SOUTH LINE OF THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 30; THENCE ALONG SAID SOUTH LINE
- 5. NORTH 88°26'31" WEST 290.77 FEET; THENCE LEAVING SAID SOUTH LINE
- 6. NORTH 53°07'31" WEST 60.57 FEET; THENCE
- 7. NORTH 19°04'08" EAST 73.12 FEET; THENCE
- 8. SOUTH 70°55'52" EAST 165.28 FEET; THENCE
- 9. NORTH 86°24'12" EAST 60.74 FEET; THENCE
- 10. NORTH 15°49'19" WEST 157.20 FEET; THENCE
- 11. NORTH 28°48'29" WEST 262.81 FEET; THENCE
- 12. NORTH 47°37'20" WEST 35.49 FEET; THENCE
- 13. NORTH 30°26'44" WEST 73.51 FEET; THENCE
- 14. NORTH 47°56'46" WEST 141.36 FEET; THENCE
- 15. NORTH 56°23'34" WEST 161.24 FEET TO SAID NORTH LINE OF SAID SOUTHEAST QUARTER; THENCE ALONG SAID NORTH LINE
- 16. SOUTH 88°12'08" EAST 68.89 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINS 1.427 ACRES MORE OR LESS.

PARCEL 'E'

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 30; THENCE ALONG THE EASTERLY LINE THEREOF

- 1. NORTH 00°31'36" WEST 804.95 FEET TO THE TRUE POINT OF BEGINNING AND A POINT ON A NON-TANGENT 1,361.00 FOOT RADIUS CURVE CONCAVE SOUTHWESTERLY, A RADIAL TO SAID POINT BEARS NORTH 72°16'08" EAST; THENCE, LEAVING SAID EASTERLY LINE AND ALONG THE ARC OF SAID CURVE

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- 2. NORTHERLY AND NORTH-
WESTERLY 368.92 FEET THROUGH A CENTRAL ANGLE OF
15°31'51" TO THE BEGINNING OF A
20.00 FOOT RADIUS REVERSE CURVE
CONCAVE SOUTHERLY, A RADIAL LINE
TO SAID BEGINNING BEARS SOUTH
56°44'17" WEST; THENCE ALONG THE
ARC OF SAID CURVE
- 3. NORTHWESTERLY, NORTH-
ERLY, AND NORTHEAST-
ERLY 29.02 FEET THROUGH A CENTRAL ANGLE OF
83°08'27" TO THE BEGINNING OF A
REVERSE 546.00 FOOT RADIUS RE-
VERSE CURVE CONCAVE NORTHWEST-
ERLY, A RADIAL LINE TO SAID BE-
GINNING BEARS SOUTH 40°07'16"
EAST; THENCE ALONG THE ARC OF
SAID CURVE
- 4. NORTHEASTERLY 252.92 FEET THROUGH A CENTRAL ANGLE OF
26°32'27" TO THE EAST LINE OF
SAID SOUTHEAST QUARTER OF SEC-
TION 30; THENCE ALONG SAID EAST
LINE
- 5. SOUTH 00°30'44" EAST 559.47 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINS 0.910 ACRE MORE OR LESS.

PARCEL 'F'

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTH-
EAST QUARTER OF SAID SECTION 30; THENCE ALONG THE EASTERLY LINE THEREOF

- 1. NORTH 00°31'36" WEST 804.95 FEET TO A POINT ON A NON-TANGENT
1,361.00 FOOT RADIUS CURVE CON-
CAVE SOUTHWESTERLY, A RADIAL TO
SAID POINT BEARS NORTH 72°16'08"
EAST; THENCE LEAVING SAID EAST-
ERLY LINE AND ALONG THE ARC OF
SAID CURVE
- 2. NORTHERLY AND NORTH-
WESTERLY 499.50 FEET THROUGH A CENTRAL ANGLE OF
21°01'41" TO THE TRUE POINT OF
BEGINNING; THENCE CONTINUING
ALONG SAID CURVE
- 3. NORTHWESTERLY 228.37 FEET THROUGH A CENTRAL ANGLE OF
09°36'51" TO THE NORTH LINE OF
THE SOUTHEAST QUARTER OF THE
SOUTHEAST QUARTER OF SAID SEC-
TION 30; THENCE ALONG SAID NORTH
LINE


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CLAYTON

- 4. SOUTH 88°12'08" EAST 65.26 FEET; THENCE LEAVING SAID NORTH LINE
- 5. SOUTH 47°15'47" EAST 153.52 FEET; THENCE
- 6. NORTH 39°25'16" EAST 127.01 FEET TO SAID NORTH LINE OF SECTION 30;
THENCE ALONG SAID NORTH LINE
- 7. SOUTH 88°12'08" EAST 43.07 FEET TO A POINT ON A NON-TANGENT
454.00 FOOT RADIUS CURVE CONCAVE
NORTHWESTERLY, A RADIAL LINE TO
SAID POINT BEARS SOUTH 66°18'49"
EAST; THENCE LEAVING SAID NORTH
LINE AND ALONG THE ARC OF SAID
CURVE
- 8. SOUTHWESTERLY 197.61 FEET THROUGH A CENTRAL ANGLE OF
24°56'20" TO THE BEGINNING OF A
20.00 FOOT RADIUS COMPOUND CURVE,
A RADIAL LINE TO SAID BEGINNING
BEARS SOUTH 41°22'29" EAST;
THENCE ALONG THE ARC OF SAID
CURVE
- 9. SOUTHWESTERLY, WEST- 32.33 FEET THROUGH A CENTRAL ANGLE OF
ERLY, AND NORTHWEST- 92°36'56" TO THE TRUE POINT OF
ERLY BEGINNING.

CONTAINS 0.406 ACRE MORE OR LESS.




 3/4/97
 _____ DATE
 DOUGLAS C. PAUL
 RCE 22606
 EXPIRATION DATE 12/31/97

W.O. NO. 960611
DWG. NO. 18527-B

R-289486

**LEGAL DESCRIPTION
FOR
RIGHT-OF-WAY ACQUISITION
OCEAN VIEW HILLS PARKWAY**

18529-B
DOWNEY

PARCEL "A"

THAT PORTION OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 18 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 30; THENCE ALONG THE EAST LINE THEREOF

1. NORTH $00^{\circ}30'44''$ WEST 40.02 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID EAST LINE
2. NORTH $00^{\circ}30'44''$ WEST 657.81 FEET TO THE NORTH LINE OF THE SOUTH HALF OF SAID SOUTHEAST QUARTER OF SAID SOUTHEAST QUARTER; THENCE ALONG SAID NORTH LINE
3. NORTH $88^{\circ}26'31''$ WEST 97.76 FEET TO A POINT ON A NON-TANGENT 1,239.00 FOOT RADIUS CURVE CONCAVE WESTERLY, A RADIAL LINE TO SAID POINT BEARS NORTH $75^{\circ}30'31''$ EAST; THENCE LEAVING SAID NORTH LINE AND ALONG THE ARC OF SAID CURVE
4. SOUTHERLY 105.06 FEET THROUGH A CENTRAL ANGLE OF $04^{\circ}51'30''$ TO THE BEGINNING OF A COMPOUND 900.00 FOOT RADIUS CURVE CONCAVE WESTERLY, A RADIAL LINE TO SAID BEGINNING BEARS NORTH $80^{\circ}22'01''$ EAST; THENCE ALONG THE ARC OF SAID CURVE
5. SOUTHERLY 148.59 FEET THROUGH A CENTRAL ANGLE OF $09^{\circ}27'34''$; THENCE NON-TANGENT TO SAID CURVE

18529-B
DOWNEY

6. SOUTH 00°10'06" EAST 116.33 FEET; THENCE
7. SOUTH 00°30'44" EAST 271.37 FEET TO THE BEGINNING OF A TANGENT 20.00 FOOT RADIUS CURVE CONCAVE NORTHWESTERLY; THENCE ALONG THE ARC OF SAID CURVE
8. SOUTHERLY, SOUTHWEST- 32.05 FEET THROUGH A CENTRAL ANGLE OF 91°49'50" TO THE NORTHERLY RIGHT- OF-WAY OF OTAY MESA ROAD AS DEDICATED PER DOCUMENT RECORDED JANU- ARY 23, 1989 AS FILE NO. 89-035169 OF OFFICIAL RECORDS; THENCE ALONG SAID NORTHERLY RIGHT-OF-WAY
9. SOUTH 88°40'54" EAST 86.68 FEET TO THE TRUE POINT OF BEGINNING.
- CONTAINS 1.056 ACRES MORE OR LESS.



D. C. Paul 10/20/97
 DOUGLAS C. PAUL / DATE
 RCE 22606
 EXPIRATION DATE 12/31/97

W.O. NO. 960611
 DWG. NO. 18529-B

18529-B
DOWNEY

LEGAL DESCRIPTION
FOR
DRAINAGE EASEMENT

PARCEL 'B'

THAT PORTION OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 18 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF; MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 30; THENCE ALONG THE EAST LINE THEREOF

1. NORTH 00°31'36" WEST 697.83 FEET TO THE NORTH LINE OF THE SOUTH HALF OF SAID SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER; THENCE ALONG SAID NORTH LINE
2. NORTH 88°26'31" WEST 97.76 FEET TO A POINT ON A NON-TANGENT 1,239.00 FOOT RADIUS CURVE CONCAVE WESTERLY, A RADIAL TO SAID POINT BEARS NORTH 75°30'31" EAST; THENCE LEAVING SAID NORTH LINE AND ALONG THE ARC OF SAID CURVE
3. SOUTHERLY 0.40 FOOT THROUGH A CENTRAL ANGLE OF 00°01'07" TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING ALONG THE ARC OF SAID CURVE
4. SOUTHERLY 39.65 FEET THROUGH A CENTRAL ANGLE OF 01°50'00" TO THE BEGINNING OF A NON-TANGENT 117.50 FOOT RADIUS CURVE CONCAVE WESTERLY, A RADIAL LINE TO SAID BEGINNING BEARS SOUTH 36°37'15" EAST; THENCE ALONG THE ARC OF SAID CURVE
5. WESTERLY 44.80 FEET THROUGH A CENTRAL ANGLE OF 21°50'50"; THENCE
6. SOUTH 75°11'59" WEST 16.95 FEET; THENCE
7. NORTH 14°48'01" WEST 35.00 FEET; THENCE

18529-B
DOWNEY

8. NORTH 75°11'59" EAST 16.95 FEET TO THE BEGINNING OF A TANGENT
82.50 FOOT RADIUS CURVE; THENCE
ALONG THE ARC OF SAID CURVE
9. EASTERLY 47.10 FEET THROUGH A CENTRAL ANGLE OF
32°42'34" TO THE TRUE POINT OF
BEGINNING.

CONTAINS 2,200 SQUARE FEET MORE OR LESS.



D. C. Paul 2/20/97
DOUGLAS C. PAUL _____ DATE
RCE 22606
EXPIRATION DATE 12/31/97

W.O. NO. 960611
DWG. NO. 18529-B

18529-B
DOWNEY

LEGAL DESCRIPTION
FOR
SLOPE EASEMENT

PARCEL 'C'

THAT PORTION OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 18 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF; MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 30; THENCE ALONG THE EAST LINE THEREOF

1. NORTH 00°30'44" WEST 697.83 FEET TO THE NORTH LINE OF THE SOUTH HALF OF SAID SOUTHEAST QUARTER OF SAID SOUTHEAST QUARTER; THENCE ALONG SAID NORTH LINE
2. NORTH 88°26'31" WEST 97.76 FEET TO THE TRUE POINT OF BEGINNING AND A POINT ON A NON-TANGENT 1,239.00 FOOT RADIUS CURVE CONCAVE WESTERLY, A RADIAL LINE TO SAID POINT BEARS NORTH 75°30'31" EAST; THENCE LEAVING SAID NORTH LINE AND ALONG THE ARC OF SAID CURVE
3. SOUTHERLY 105.06 FEET THROUGH A CENTRAL ANGLE OF 04°51'30" TO THE BEGINNING OF A COMPOUND 900.00 FOOT RADIUS CURVE CONCAVE WESTERLY, A RADIAL LINE TO SAID BEGINNING BEARS NORTH 80°22'01" EAST; THENCE ALONG THE ARC OF SAID CURVE
4. SOUTHERLY 148.59 FEET THROUGH A CENTRAL ANGLE OF 09°27'34"; THENCE NON-TANGENT TO SAID CURVE
5. SOUTH 00°10'06" EAST 116.33 FEET; THENCE

- 6. SOUTH 00°30'44" EAST 271.37 FEET; TO THE BEGINNING OF A TANGENT 20.00 FOOT RADIUS CURVE CONCAVE NORTHWESTERLY; THENCE ALONG THE ARC OF SAID CURVE
 - 7. SOUTHERLY, SOUTHWEST- 32.05 FEET THROUGH A CENTRAL ANGLE OF ERLY, AND WESTERLY 91°49'50" TO THE NORTHERLY RIGHT-OF-WAY OF OTAY MESA ROAD AS DEDICATED PER DOCUMENT RECORDED JANUARY 23, 1989 AS FILE NO. 89-035169 OF OFFICIAL RECORDS; THENCE ALONG SAID NORTHERLY RIGHT-OF-WAY
 - 8. NORTH 88°40'54" WEST 5.62 FEET; THENCE LEAVING SAID RIGHT-OF-WAY
 - 9. NORTH 65°49'39" WEST 19.43 FEET; THENCE
 - 10. NORTH 08°28'52" WEST 308.08 FEET; THENCE
 - 11. NORTH 57°38'09" WEST 85.41 FEET; THENCE
 - 12. NORTH 08°16'25" EAST 126.05 FEET; THENCE
 - 13. NORTH 13°40'31" EAST 63.63 FEET; THENCE
 - 14. NORTH 60°59'29" WEST 58.99 FEET; THENCE
 - 15. SOUTH 80°18'39" WEST 89.03 FEET; THENCE
 - 16. NORTH 17°32'22" WEST 85.57 FEET; THENCE
 - 17. NORTH 53°07'31" WEST 43.42 FEET TO SAID NORTHERLY LINE OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 30; THENCE ALONG SAID NORTHERLY LINE
 - 18. SOUTH 88°26'31" EAST 290.77 FEET TO THE TRUE POINT OF BEGINNING.
- CONTAINS 1.833 ACRES MORE OR LESS.



D. C. Paul 2/20/97

 DOUGLAS C. PAUL DATE
 RCE 22606
 EXPIRATION DATE 12/31/97

W.O. NO. 960611
 DWG. NO. 18529-B

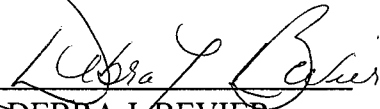
R-289486

Section 7. That the offer required by Government Code Section 7267.2 has been made to the owners of record of the property to be acquired.

Section 8. That the City Attorney of the City of San Diego is hereby authorized and directed to commence an eminent domain action in the Superior Court of the State of California, 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 property, to condemn, acquire and obtain immediate possession of the property for the use of the City.

APPROVED: CASEY GWINN, City Attorney

By



DEBRA J. BEVIER
Deputy City Attorney

DJB:djr:Civ
11/04/97
Or.Dept:REA
R-98-457
Aud.Cert: 9800528
Form:r.stimprov

**The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

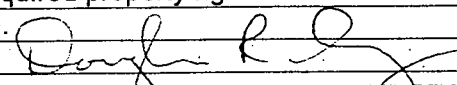
CERTIFICATE OF UNALLOTTED BALANCE

AC 9800528

ORIGINATING

DEPT. NO.: 070

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount \$ 174,274 Fund 63020
 Purpose Authorizing the expenditure of funds for the acquisition of required property rights for the Ocean View Hills Parkway Project (Palm Avenue Extension).
 Date 10/30/97 By: 

AUDITOR AND COMPTROLLER'S DEPARTMENT

| ACCOUNTING DATA | | | | | | | | | | |
|-----------------|-------|-------|------|------|---------|-----------|-------------------|-------------|----------|--------------|
| ACCTG. LINE | CY PY | FUND | DEPT | ORG. | ACCOUNT | JOB ORDER | OPERATION ACCOUNT | BENF/ EQUIP | FACILITY | AMOUNT |
| 1 | 0 | 63020 | 6320 | 102 | 4279 | 650021 | | | | \$174,274.00 |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| TOTAL AMOUNT | | | | | | | | | | \$174,274.00 |

FUND OVERRIDE

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed \$ _____
 Vendor _____
 Purpose _____
 Date _____ By: _____

AUDITOR AND COMPTROLLER'S DEPARTMENT

| ACCOUNTING DATA | | | | | | | | | | |
|-----------------|-------|------|------|------|---------|-----------|-------------------|-------------|----------|--------|
| ACCTG. LINE | CY PY | FUND | DEPT | ORG. | ACCOUNT | JOB ORDER | OPERATION ACCOUNT | BENF/ EQUIP | FACILITY | AMOUNT |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| TOTAL AMOUNT | | | | | | | | | | |

FUND OVERRIDE

AC 9800528