

RESOLUTION NUMBER R- 295255

ADOPTED ON JUL 31 2001

WHEREAS, Section 8330 *et seq.* of the California Streets and Highways Code provides a procedure for the summary vacation of easements by City Council resolution where the easement is no longer required; and

WHEREAS, the deed conveying the property which is the subject of the easement for open space purposes requires abandonment of the easement in accordance with Streets and Highways Code section 8300 *et seq.*; and

WHEREAS, the affected property owner has requested the vacation of the open space easement within, to unencumber this property and facilitate development of the site; and

WHEREAS, the City Council finds that:

(a) there is no present or prospective use for the open space easement either for the public street system, for which the right-of-way was originally acquired, or for any other public use of a like nature that can be anticipated in that the right-of-way is not needed for public street, bikeway, or open space purposes; and

(b) the public will benefit from the vacation through improved utilization of land; and

(c) the vacation is not inconsistent with the General Plan or an approved Community Plan; and

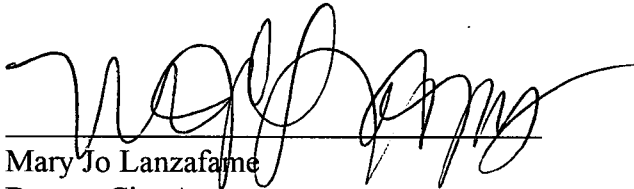
(d) the public open space system for which it was originally acquired will not be detrimentally affected by this vacation; NOW, THEREFORE,

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

1. That the open space easement located between Wateridge Circle and Lusk Boulevard in the M1-B (IL-2-1) zone of the Mira Mesa Community Plan, a Portion of Lot 10 of Corporate Research Park II, Map No. 13605, filed July 27, 1998 (APN 340-090-55), in connection with the Headquarters Point Research Park development, as more particularly described in the legal description marked as Exhibit "A," on file in the office of the City Clerk as Document No. RR- 295255, which is by this reference incorporated herein and made a part hereof, is ordered vacated.

2. That the City Clerk shall cause a certified copy of this resolution, attested by him under seal, to be recorded in the office of the County Recorder.

APPROVED: CASEY GWINN, City Attorney

By 
Mary Jo Lanzafame
Deputy City Attorney

MJL:lc
03/07/01
Or.Dept:DSD
R-2001-1195
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EXHIBIT "A"

LEGAL DESCRIPTION

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

THAT PORTION OF LOT 10 OF CORPORATE RESEARCH PARK II, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 13604, FILED IN THE OFFICE OF THE RECORDER OF SAN DIEGO COUNTY JULY 27, 1998, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 10; THENCE ALONG THE NORTHEASTERLY BOUNDARY OF SAID LOT NORTH 46°31'37" WEST 274.92 FEET TO THE TRUE POINT OF BEGINNING; THENCE LEAVING SAID BOUNDARY SOUTH 46°11'54" WEST 64.77 FEET; THENCE SOUTH 37°05'50" WEST 48.04 FEET; THENCE SOUTH 29°36'17" WEST 43.32 FEET; THENCE SOUTH 39°47'08" WEST 92.55 FEET; THENCE SOUTH 74°44'04" WEST 64.46 FEET; THENCE SOUTH 78°49'56" WEST 81.07 FEET; THENCE NORTH 82°49'47" WEST 135.44 FEET; THENCE NORTH 50°10'27" WEST 93.66 FEET; THENCE NORTH 21°09'58" WEST 115.16 FEET; THENCE NORTH 14°31'32" EAST 85.60 FEET; THENCE NORTH 13°11'31" WEST 88.77 FEET; THENCE NORTH 03°26'42" EAST 98.40 FEET; THENCE NORTH 15°56'04" EAST 104.73 FEET; THENCE NORTH 45°09'01" EAST 32.87 FEET; THENCE NORTH 44°50'58" WEST 29.85 FEET TO THE BEGINNING OF A TANGENT 970.00 FOOT RADIUS CURVE CONCAVE SOUTHWESTERLY; THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 13°17'12" A DISTANCE OF 224.94 FEET; THENCE SOUTH 62°50'23" WEST 202.42 FEET; THENCE SOUTH 69°06'48" WEST 66.54 FEET; THENCE NORTH 76°55'00" WEST 71.21 FEET; THENCE SOUTH 47°55'58" WEST 136.81 FEET; THENCE SOUTH 71°56'41" WEST 66.26 FEET; THENCE NORTH 73°53'52" WEST 83.25 FEET; THENCE NORTH 40°52'16" WEST 92.00 FEET; THENCE NORTH 15°44'06" WEST 49.10 FEET; THENCE NORTH 15°02'20" WEST 98.97 FEET; THENCE NORTH 23°39'42" EAST 43.18 FEET; THENCE NORTH 27°41'48" EAST 15.53 FEET; THENCE NORTH 36°03'22" EAST 37.68 FEET; THENCE NORTH 48°51'14" EAST 111.24 FEET; THENCE NORTH 75°38'28" EAST 388.69 FEET TO A POINT ON THE NORTHEASTERLY BOUNDARY OF SAID LOT 10; THENCE ALONG SAID LINE SOUTH 46°31'37" EAST 1146.20 FEET TO THE TRUE POINT OF BEGINNING.

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