

RESOLUTION NUMBER R- 296507

ADOPTED ON MAY 14 2002

WHEREAS, Section 8330 et seq. of the California Streets and Highways Code provides a procedure for the vacation of public service easements by City Council resolution; and

WHEREAS, the affected property owner has requested the vacation of the drainage easement within Lot 13, Block 2A of Map 1810, to unencumber this property; and

WHEREAS, the City Council finds that:

- (a) there is no present or prospective use for the easement either for which it was originally acquired, or for any other public use of a like nature that can be anticipated; 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, an approved Community Plan or Local Coastal Program; and
- (d) the purpose for which the easement 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 drainage easement located within Lot 13, Block 2A of Map 1810, as more particularly described in Exhibit "A" and shown on Drawing No. 19685-B, on file in the Office of the City Clerk as Document Nos. RR- 296507-1 and RR- 296507-2, respectively, which by this reference are incorporated herein and made a part hereof, is ordered vacated.

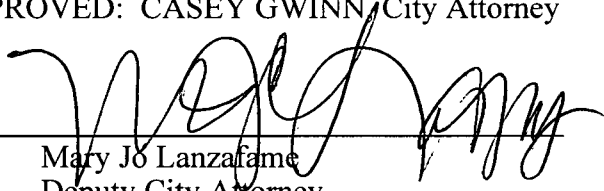
2. That the Resolution shall not become effective unless and until the applicant relocates and constructs a new storm drain system satisfactorily to the City Engineer.

3. In the event the above conditions are not completed within two years following the adoption of this Resolution, then this Resolution shall become void and be of no further force or effect.

4. The City Engineer shall advise the City Clerk of the completion of the aforementioned conditions, and the City Clerk shall then cause a certified copy of this Resolution with Exhibit "A" and Drawing No. 19233-B, 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

ML:lc:jrp  
04/12/02  
Or.Dept:Dev.Serv.  
R-2002-1434

**EXHIBIT "A"**

**LEGAL DESCRIPTION FOR  
STORM DRAIN EASEMENT  
ABANDONMENT**

**PARCEL "A"**

THAT PORTION OF LOT 13, BLOCK 2A, LA JOLLA HERMOSA, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 1810, FILED IN THE OFFICE OF THE RECORDER OF SAID COUNTY OF SAN DIEGO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THAT CERTAIN 10 FOOT WIDE STORM DRAIN EASEMENT GRANTED PER DOCUMENT RECORDED DECEMBER 15, 1947 IN BOOK 2500, PAGE 438 OF OFFICIAL RECORDS, DOCUMENT NO. 380406, ABANDONED.

W.O. 410729  
19685-B



*John D. Leppert*  
\_\_\_\_\_  
LEPPERT ENGINEERING CORPORATION  
BY: JOHN D. LEPPERT

RCE 26283 EXP. 03-31-02

*2-26-02*  
\_\_\_\_\_

DATE

*R-296507*

# EXHIBIT "A"

## LEGAL DESCRIPTION FOR STORM DRAIN EASEMENT ABANDONMENT

### PARCEL "B"

THAT PORTION OF LOT 13, BLOCK 2A, LA JOLLA HERMOSA, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 1810, FILED IN THE OFFICE OF THE RECORDER OF SAID COUNTY OF SAN DIEGO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THAT CERTAIN STORM DRAIN EASEMENT GRANTED PER DOCUMENT RECORDED FEBRUARY 19, 1929, DOCUMENT NO. 238312 IN BOOK 1591, PAGE 199 OF DEEDS, ABANDONED.

W.O. 410729  
19685-B



A handwritten signature in cursive script, appearing to read "John D. Leppert".

LEPPERT ENGINEERING CORPORATION  
BY: JOHN D. LEPPERT  
RCE 26283 EXP. 03-31-02

2-26-02

DATE

# CAMINO DE LA COSTA

## LEGEND:

PARCEL "A"

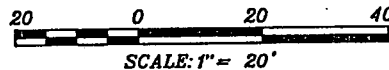


INDICATES 10' WIDE STORM DRAIN EASEMENT GRANTED PER DOCUMENT RECORDED DECEMBER 15, 1947 DOC NO. 380406 IN BOOK 2500, PAGE 438 OF OFFICIAL RECORDS, ABANDONED

PARCEL "B"



INDICATES STORM DRAIN EASEMENT GRANTED PER DOCUMENT RECORDED FEBRUARY 19, 1929 DOC NO. 238312 IN BOOK 1591, PAGE 199 OF DEEDS, ABANDONED



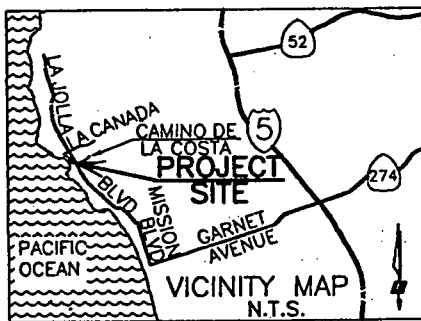
## BLOCK 2A

LOT 12                      LOT 13  
LA JOLLA HERMOSA

MAP 1810

APN 357-301-03

REFERENCE DRAWINGS:  
MAP 1810  
31426-2-D



PACIFIC OCEAN

*John D. Leppert*  
ENGINEER

2-26-02

RCE 26283      DATE

**Leppert Engineering**  
CORPORATION  
5190 Governor Drive, Suite 205  
San Diego, Ca. 92122-2848  
Phone: (858) 597-2001

### DRAINAGE EASEMENT ABANDONMENTS — IN LOT 13 BLOCK 2A, LA JOLLA HERMOSA MAP NO. 1810

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W.O. NO.
ORIGINAL	LEC				SHEET 1 OF 1 SHEET	A-01-661 410729
					<i>John D. Leppert</i> FOR CITY ENGINEER	1878-6245 NAD 83 COORDINATES
					4/15/02 DATE	238-1685 LAMBERT COORDINATES
						19685-B
STATUS						

2296507