

RESOLUTION NUMBER R- 296603

ADOPTED ON JUN 04 2002

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

WHEREAS, the affected property owner has requested the vacation of the drainage easement within Parcel 1 of Parcel Map 18040, to unencumber this property; and

WHEREAS, the City Council finds that:

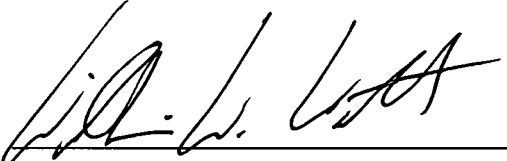
- (a) there is no present or prospective use for the drainage easement either for which it was originally acquired, or for any other public use of a like nature that can be anticipated;
- (b) the public will benefit from the vacation through improved utilization of land;
- (c) the vacation is not inconsistent with the General Plan, an approved Community Plan, or Local Coastal Program; and
- (d) the public service easement system 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 Parcel 1 of Parcel Map 18040, as more particularly described in the legal description, attached hereto as Exhibit "A", and as shown on Drawing Nos. 18808-1-B and 18808-2-B, attached hereto as Exhibit "B", is ordered vacated.

2. That the City Clerk shall then cause a certified copy of this resolution, with Exhibits "A" and "B", attested by him under seal, to be recorded in the Office of the County Recorder:

APPROVED: CASEY GWINN, City Attorney

By   
\_\_\_\_\_  
William W. Witt  
Deputy City Attorney

WWW:cdk

05/15/02

Orig.Dept.:Dev.Svcs.

WO 120101

Drawing Nos. 18808-1-B and 18808-2-B

R-2002-1632

EXHIBIT 'A'  
 LEGAL DESCRIPTION  
 FOR  
 DRAINAGE EASEMENT ABANDONMENT

ALL THAT PORTION OF THE DRAINAGE EASEMENT GRANTED PER EVELYN TERRACE IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 5500 AS FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY NOVEMBER 24, 1964, LYING WITHIN PARCEL 1 OF PARCEL MAP NO. 18040, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY JUNE 4, 1998, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT AN ANGLE POINT IN THE SOUTHERLY LINE OF SAID PARCEL MAP NO. 18040, SAID POINT BEING THE SOUTHERLY TERMINUS OF A LINE THAT BEARS NORTH 37°25'39" WEST PER SAID PARCEL MAP; THENCE ALONG SAID LINE

1. NORTH 37°25'39" WEST 14.31 FEET TO THE SOUTHERLY TERMINUS OF SAID DRAINAGE EASEMENT GRANTED PER MAP NO. 5500, SAID POINT BEING THE TRUE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID SOUTHERLY LINE  
 (NORTH 37°26'10" WEST PER SAID MAP NO. 5500)
2. NORTH 37°25'39" WEST 10.10 FEET TO THE NORTHWESTERLY LINE OF SAID DRAINAGE EASEMENT; THENCE LEAVING SAID SOUTHERLY LINE AND ALONG SAID NORTHWESTERLY LINE
3. NORTH 44°20'01" EAST 441.63 FEET TO AN ANGLE POINT IN THE SOUTHERLY LINE OF THE DRAINAGE EASEMENT GRANTED PER DOCUMENT RECORDED OCTOBER 20, 1998 AS FILE NO. 1998-0677666, CITY DRAWING NO. 18786-B, SAID POINT BEING THE EASTERLY TERMINUS OF A LINE THAT BEARS NORTH 72°35'46" WEST A DISTANCE OF 262.01 FEET PER SAID DOCUMENT; THENCE LEAVING SAID WESTERLY LINE  
 (NORTH 44°19'49" EAST PER SAID MAP NO. 5500)
4. SOUTH 45°39'59" EAST 10.00 FEET TO THE EASTERLY LINE OF SAID DRAINAGE EASEMENT GRANTED PER MAP NO. 5500; THENCE ALONG SAID EASTERLY LINE

5. SOUTH 44°20'01" WEST 443.08 FEET TO THE TRUE POINT OF BEGINNING.  
CONTAINS 4,424 SQUARE FEET MORE OR LESS.

W.O. NO. 980069  
DWG. NO. 18808-B



*Arnold L. White Jr.* | 10/29/98  
ARNOLD L. WHITE JR. DATE  
PLS 7430  
EXPIRATION DATE 12/31/01

**BASIS OF BEARINGS**

THE BASIS OF BEARINGS FOR THIS DRAWING IS A PORTION OF THE SOUTHERLY LINE OF PARCEL MAP NO. 18040.

I.E. N 37°25'39" W

**ASSESSOR'S PARCEL NO.**

443-040-35

**REFERENCE DRAWINGS**

MAP NO. 5500, PARCEL MAP NO. 18040, 29202-4-D

**LEGEND**



INDICATES DRAINAGE EASEMENT ABANDONED  
AREA = 4424 SQ. FT.  
= 0.102 AC.

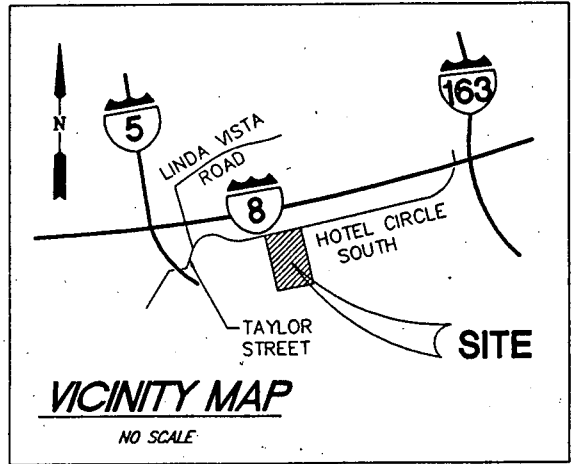
P.O.C. INDICATES POINT OF COMMENCEMENT

T.P.O.B. INDICATES TRUE POINT OF BEGINNING

(A) INDICATES EXISTING 10' WIDE DRAINAGE EASEMENT PER MAP NO. 5500

(B) INDICATES EXISTING DRAINAGE EASEMENT PER DOCUMENT REC. OCTOBER 20, 1998 AS DOC. NO. 1998-0677666, O.R. (CITY DWG. NO. 18786-B)

( ) INDICATES RECORD DATA PER MAP NO. 5500



FILE: 1342PLT2.DWG



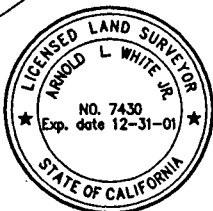
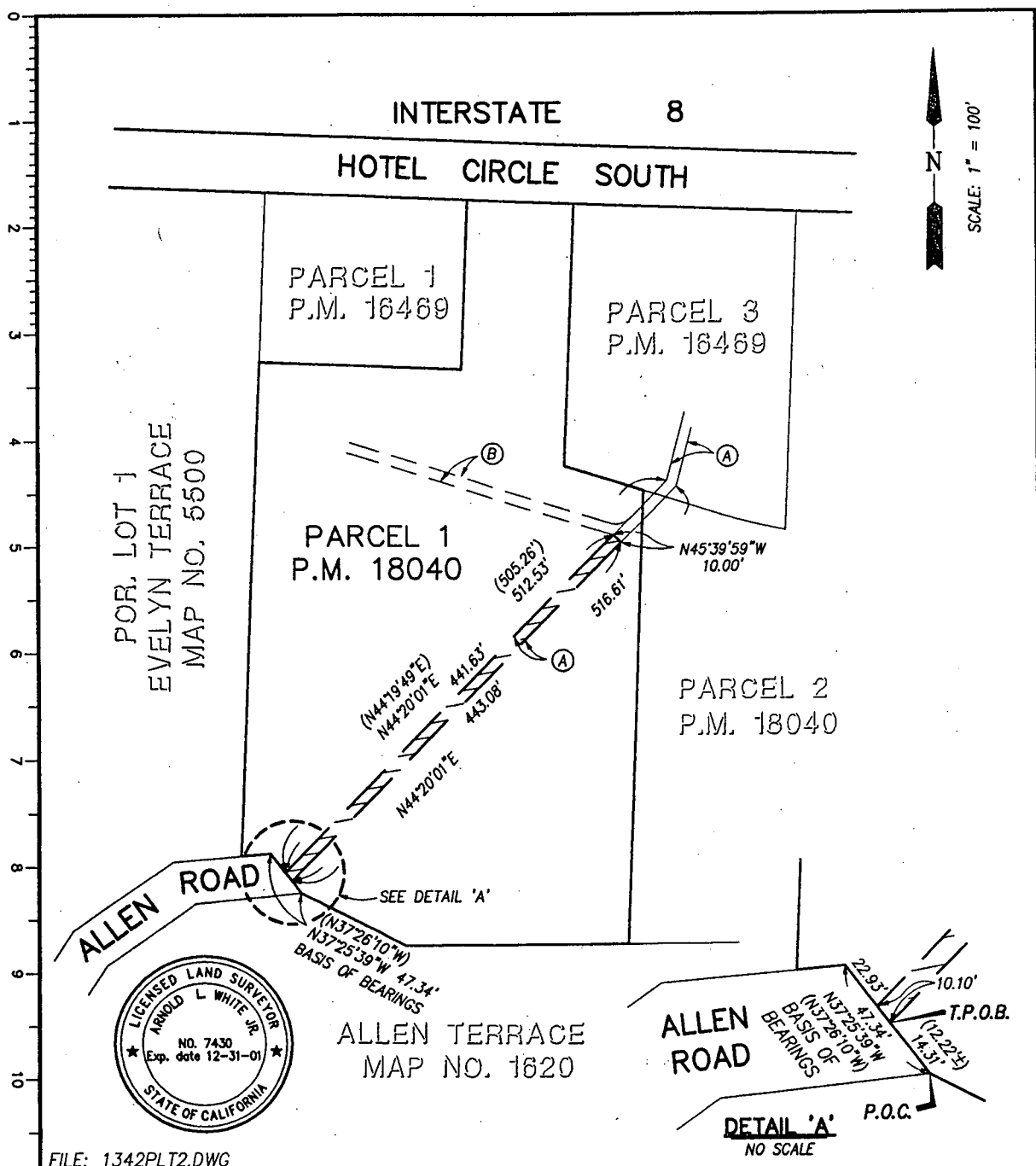
Project Design Consultants  
PLANNING ENGINEERING SURVEYING  
701 "B" Street, Suite 800, San Diego, Ca. 92101  
619-235-6471 FAX 234-0349

*Arnold L. White Jr.* 10/29/98  
ARNOLD L. WHITE JR. L.S. 7430 DATE  
MY REGISTRATION EXPIRES 12-31-01

**DRAINAGE EASEMENT ABANDONMENT  
IN PARCEL 1 OF PARCEL MAP NO. 18040**

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA		W.O. NO.
ORIGINAL	PDC				SHEET 1 OF 2 SHEETS		980069
					<i>Arnold L. White Jr.</i> 17 Nov 98 FOR CITY ENGINEER DATE		A-591
							1856-6273
							CCS '83 COORDINATES
							216-1713
							LAMBERT COORDINATES
							18808-1-B

R-296603



FILE: 1342PLT2.DWG

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**DRAINAGE EASEMENT ABANDONMENT**  
 IN PARCEL 1 OF PARCEL MAP NO. 18040

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W.O. NO.
ORIGINAL	PDC				SHEET 2 OF 2 SHEETS	980069
					FOR CITY ENGINEER	A-591
					DATE	1856-6273
						OCS '83 COORDINATES
						216-1713
						LAMBERT COORDINATES
						18808-2-B

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