

RESOLUTION NUMBER R-297209

ADOPTED ON OCT 21 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 a water easement in the remainder parcel of Parcel Map 17794, to unencumber his property and facilitate development of the site; and

WHEREAS, the City Council finds that:

- (a) there is no present or prospective use for the water 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 or an approved Community Plan;
- and

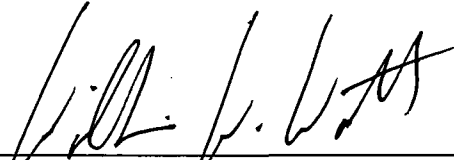
(d) the public service easement system for which the easement was originally acquired will not be detrimentally affected by this vacation; NOW, THEREFORE,

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

1. That the water easement located in the remainder parcel of Parcel Map 17794, as more particularly described in the legal description, attached hereto as Exhibit "A", and as shown on Drawing No. 19306-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
09/25/02
Orig.Dept.:Dev.Svcs.
W.O. 967521
Drawing Nos. 19306-B
R-2003-434

EXHIBIT "A"
LEGAL DESCRIPTION
WATER EASEMENT

PARCEL "F"

THAT PORTION OF THAT LAND DEPICTED AS THE REMAINDER PARCEL ON PARCEL MAP NO. 17794 IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY ON DECEMBER 19, 1996 AS FILE NO. 1996-635489 AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EASTERLY TERMINUS OF THAT CERTAIN COURSE DESCRIBED AS "EAST, 188.87 FEET" IN DOCUMENT NO. 1998-0567262 FILED IN SAID OFFICE OF THE COUNTY RECORDER ON SEPTEMBER 4, 1998, SAID COURSE BEING A PORTION OF THE SIDELINE OF THAT EASEMENT TO THE CITY OF SAN DIEGO AS GRANTED PER SAID DOCUMENT; THENCE ALONG SAID SIDELINE WEST, 15.43 FEET TO THE **TRUE POINT OF BEGINNING**; THENCE LEAVING SAID SIDELINE SOUTH 45°25'12" EAST, 48.86 FEET; THENCE NORTH 89°47'24" EAST, 14.86 FEET TO A POINT IN SAID SIDELINE; THENCE ALONG SAID SIDELINE AND THE SOUTHEASTERLY PROLONGATION THEREOF SOUTH 45°00'00" EAST, 27.39 FEET; THENCE LEAVING SAID SOUTHEASTERLY PROLONGATION SOUTH 00°12'36" EAST, 14.56 FEET; THENCE SOUTH 89°47'24" WEST, 10.00 FEET; THENCE NORTH 00°12'36" WEST, 8.00 FEET; THENCE SOUTH 89°47'24" WEST, 34.88 FEET; THENCE NORTH 45°25'12" WEST, 85.96 FEET TO A POINT IN THE ABOVE REFERENCED COURSE DESCRIBED AS "EAST, 188.87 FEET" BEING A POINT IN SAID SIDELINE; THENCE ALONG THE SAID COURSE AND SIDELINE EAST, 37.04 FEET TO THE **TRUE POINT OF BEGINNING**.

CONTAINS 0.061 ACRE MORE OR LESS.




DANA MICHAEL SEGUIN L.S. 6215
HUNSAKER & ASSOCIATES SAN DIEGO, INC.

W.O.#: 967521

Drawing # 19306B

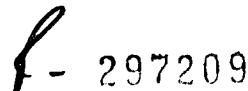


EXHIBIT "A1"
LEGAL DESCRIPTION
WATER EASEMENT ABANDONMENT

PARCEL "G"

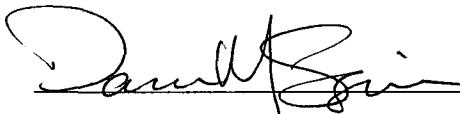
THAT PORTION OF THAT LAND DEPICTED AS THE REMAINDER PARCEL ON PARCEL MAP NO. 17794 IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY ON DECEMBER 19, 1996 AS FILE NO. 1996-635489 AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE EASTERLY TERMINUS OF THAT CERTAIN COURSE DESCRIBED AS "WEST, 194.03 FEET" IN DOCUMENT NO. 1998-0567262 FILED IN SAID OFFICE OF THE COUNTY RECORDER ON SEPTEMBER 4, 1998, SAID COURSE BEING A PORTION OF THE SIDELINE OF THAT EASEMENT TO THE CITY OF SAN DIEGO AS GRANTED PER SAID DOCUMENT; THENCE ALONG SAID SIDELINE THE FOLLOWING COURSES AND DISTANCES:

1. SOUTH 45°00'00" EAST, 90.68 FEET;
2. THENCE SOUTH 45°00'00" WEST, 34.00 FEET;
3. THENCE NORTH 45°00'00" WEST, 10.00 FEET;
4. THENCE NORTH 45°00'00" EAST, 8.00 FEET;
5. THENCE NORTH 45°00'00" WEST, 69.91 FEET;
6. THENCE WEST 15.43 FEET;

THENCE LEAVING SAID SIDELINE NORTH 45°25'12" WEST, 37.04 FEET TO A POINT IN SAID SIDELINE; THENCE ALONG SAID SIDELINE EAST, 52.58 FEET TO THE **POINT OF BEGINNING**.

CONTAINS 0.073 ACRE MORE OR LESS.



11-3-00

DANA MICHAEL SEGUIN

L.S. 6215

HUNSAKER & ASSOCIATES SAN DIEGO, INC.



W.O.#: 967521

Drawing # 19306B

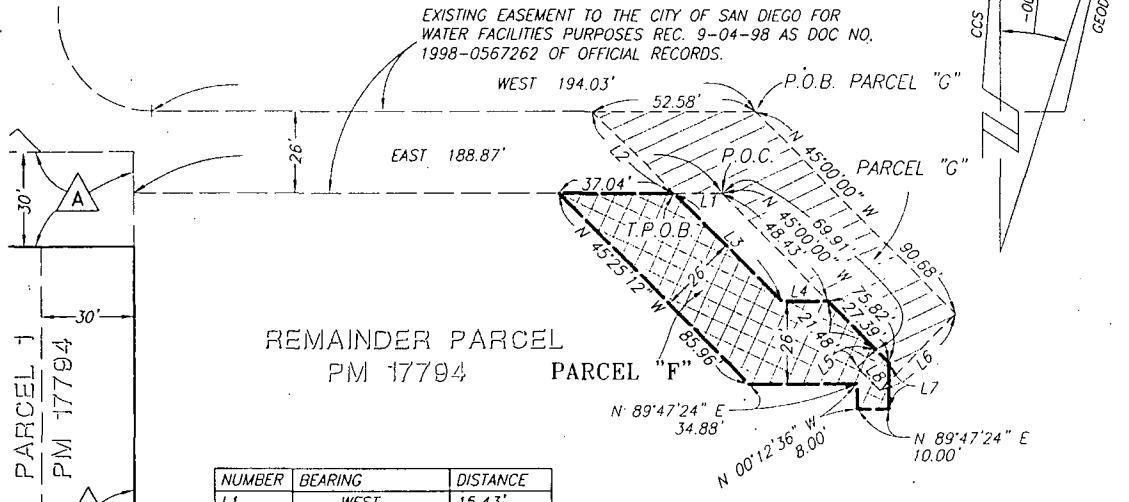
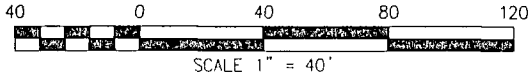
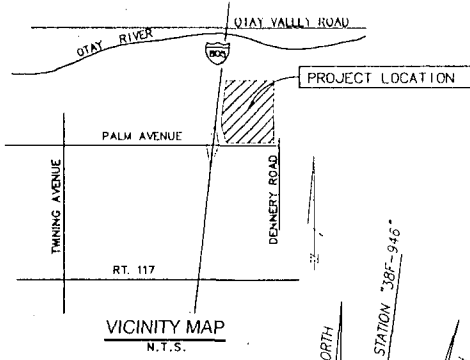
R- 297209

BASIS OF BEARINGS

THE BASIS OF BEARINGS FOR THIS MAP IS THE CALIFORNIA COORDINATE SYSTEM 83 (CCS 83), ZONE 6, GRID BEARING BETWEEN STATION "38F-946" AND STATION "CHV-0004-01-72". AS SAID STATIONS ARE PUBLISHED IN THE SAN DIEGO COUNTY HORIZONTAL CONTROL BOOK, I.E. N 07'27'37" E

QUOTED BEARINGS FROM REFERENCE MAPS/DEEDS MAY OR MAY NOT BE IN TERMS OF SAID SYSTEM.

THE COMBINED SCALE FACTOR AT STATION "38F-946" IS 1.00004621. GRID DISTANCE = GROUND DISTANCE X COMBINED SCALE FACTOR.



NUMBER	BEARING	DISTANCE
L1	WEST	15.43'
L2	N 45°25'12" W	37.04'
L3	N 45°25'12" W	48.86'
L4	N 89°47'24" E	14.86'
L5	N 45°00'00" E	8.00'
L6	N 45°00'00" E	34.00'
L7	N 00°12'36" W	14.56'
L8	N 45°00'00" W	10.00'

LEGEND:

- INDICATES WATER EASEMENT ACQUIRED PARCEL "F" 0.061 ACRE
- INDICATES PORTION OF WATER EASEMENT RECORDED 9-04-98 AS DOC. NO. 1998-0567262 ABANDONED PARCEL "G" 0.073 ACRE
- INDICATES EXISTING EASEMENT TO THE CITY OF SAN DIEGO FOR SEWER AND WATER PURPOSES REC. 7-07-95 AS DOC NO. 1995-0289306 O.R.
- P.O.B. INDICATES POINT OF BEGINNING
- T.P.O.B. INDICATES TRUE POINT OF BEGINNING
- P.O.C. INDICATES POINT OF COMMENCEMENT



ASSESSORS' PARCEL NO.
624-071-05

REFERENCE DRAWINGS
PM 17794
DWG. NO. 29121-2-D, 18147-B

Dana M. Seguin 11-3-00
DANA M. SEGUIN L.S. 6215

MAP PREPARED BY:
HUNSAKER & ASSOCIATES SAN DIEGO
10179 HUENNEKENS STREET
SAN DIEGO, CA. 92121

**WATER EASEMENT AND WATER EASEMENT ABANDONMENT
IN THE REMAINDER PARCEL P.M. 17794**

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W. O. NO.
ORIGINAL	H & A				SHEET 1 OF 1 SHEET	A-00-619 967521
	<i>RWH</i>				<i>Lee Thomas</i> 12-13-01 FOR CITY ENGINEER DATE	1792-6317 NAD 83 COORDINATES
						152-1757 LAMBERT COORDINATES
						19306-B
STATUS						

R. 297209