

RESOLUTION NUMBER R- ~~297854~~

ADOPTED ON APR 21 2003

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 Lots 1 through 16 of Map 4039, to unencumber his property and facilitate development of the site; and

WHEREAS, the City Council finds that:

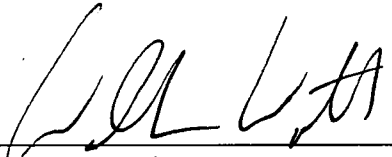
- (a) there is no present or prospective use for the water easement either for which it was originally acquired, or for any other public use of a like nature that can be anticipated;
- (b) the public will benefit from the vacation through improved utilization of land;
- (c) the vacation is consistent with the General Plan or an approved Community Plan; and
- (d) the public facility or 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 water easement in Lots 1 through 16 of Map 4039, as more particularly described in the legal description, attached hereto as Exhibit "A", and as shown on Drawing No. 19947-B, attached hereto as Exhibit "B", is ordered vacated.

2. That the City Clerk shall then cause a certified copy of this resolution with attached exhibits, 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  
03/28/03  
Orig.Dept.:Dev.Svcs.  
W.O. 120101  
Drawing No. 19947-B  
R-2003-1171

EXHIBIT "A"

LEGAL DESCRIPTION  
WATER EASEMENT VACATION

ALL THAT PORTION OF THAT CERTAIN 20.00 FOOT WIDE WATER EASEMENT, RECORDED DECEMBER 10, 1950 IN BOOK 3896, PAGE 19 OF OFFICIAL RECORDS, WITHIN LOTS 1 THROUGH 15 AND A PORTION OF LOT 16 OF LA JOLLA COUNTRY CLUB KNOLLS, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA ACCORDING TO MAP THEREOF NO. 4039, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, DECEMBER 19, 1958, EXCLUDING THEREFROM THAT PORTION OF SAID EASEMENT QUITCLAIMED BY RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO 151498, ADOPTED DECEMBER 2, 1958, CITY CLERK DOCUMENT NO. 582806; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF LOT 1 OF SAID MAP NO. 4039; THENCE SOUTHERLY ALONG THE EASTERLY BOUNDARY OF SAID MAP, SOUTH 16°33'46" EAST, 1796.03 FEET; THENCE LEAVING SAID EASTERLY BOUNDARY, SOUTH 58°02'12" WEST, 20.74 FEET; THEN NORTH 16°33'46" WEST, 1790.13 FEET TO A POINT IN THE NORTHERLY BOUNDARY OF SAID MAP NO. 4039; THENCE ALONG SAID NORTHERLY BOUNDARY, NORTH 74°33'29" WEST, 20.00 FEET TO THE POINT OF BEGINNING.

CONTAINS 0.823 ACRES.



A handwritten signature in cursive script, appearing to read "A. Christensen".

\_\_\_\_\_  
Anthony K. Christensen, LS 7508  
Reg. Exp 13-31-03  
A-02-635  
W.O. NO. 120101  
DWG. NO. 19947-B

01.10.03  
Date

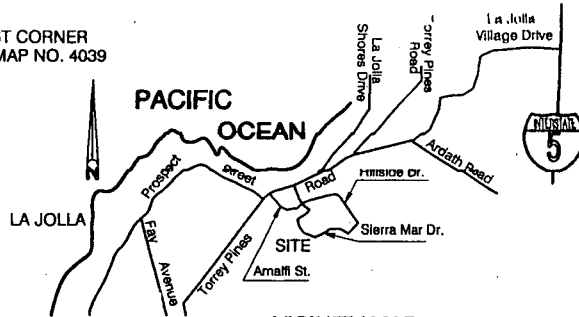
R-297854

# EXHIBIT "B"



N74°33'29"W 20.00'

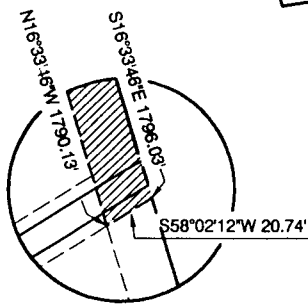
**POB**  
NORTHEAST CORNER  
OF LOT 1, MAP NO. 4039



20' WIDE SEWER EASEMENT  
TO CITY OF SAN DIEGO  
REC. BOOK 3893, PAGE 421, O.R.

20' WIDE WATER EASEMENT  
TO THE CITY OF SAN DIEGO  
RECORDED 12-10-1950  
IN BOOK 3896, PAGE 19, O.R.

PORTION OF 20' WIDE WATER EASEMENT  
TO THE CITY OF SAN DIEGO  
QUITCLAIMED. SEE DWG. 7295 -B  
RES. NO. 151498 ADOPTED 12-2-1958,  
DOC NO. 582806. NOT RECORDED BY CITY.



10' WIDE SEWER EASEMENT  
TO CITY OF SAN DIEGO  
REC. BOOK 5430, PAGE 461, O.R.

**POB = POINT OF BEGINNING**

**REFERENCES**

MAP NO. 4039

**APNs**

352-200-27 TO 31 AND 37-00  
352-201-04 TO 13-00

**LEGEND**

INDICATES WATER EASEMENT PER  
DOC. REC. 12-10-1950 IN BK. 3896,  
PG. 19, VACATED  
CONTAINS 0.823 ACRES

**BASIS OF BEARINGS**

THE EASTERLY LINE OF MAP NO. 4029  
I.E. NORTH 16°33'46" WEST

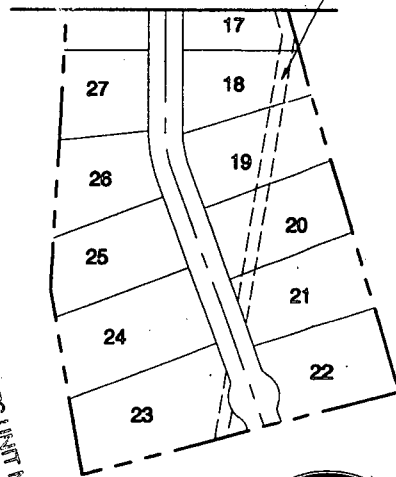
**FAIRWAY ROAD**  
PORTION P.L. 1263

LA JOLLA COUNTRY CLUB HEIGHTS  
BLOCK 4, MAP NO. 4615

LA JOLLA COUNTRY CLUB HEIGHTS  
BLOCK 3, MAP NO. 4658

LA JOLLA COUNTRY CLUB HEIGHTS  
BLOCK 2, MAP NO. 2185

**MATCH LINE**



SEE DETAIL AT LEFT

S58°02'12"W 20.74'

MINT CANYON PATH  
PER MAP NO. 4039

PORTION OF 20' WIDE WATER  
EASEMENT TO THE CITY OF SAN  
DIEGO QUITCLAIMED,  
SEE DWG. 7295 -B



A2002-135

**CHRISTENSEN ENGINEERING & SURVEYING**  
7888 SILVERTON AVENUE, SUITE J  
SAN DIEGO, CA 92126  
(858) 271-9901

*A.K. Christensen* 02-10-2003  
ANTHONY K. CHRISTENSEN DATE  
L.S. 7508, EXPIRES 12-31-03

**WATER EASEMENT VACATION**  
IN LOTS 1 THROUGH 16, LA JOLLA COUNTRY CLUB KNOLLS, MAP NO. 4039

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W.O. NO.
ORIGINAL					SHEET 1 OF 1 SHEET	A-02-635
					<i>Christensen</i> 8/13/03 FOR CITY ENGINEER DATE	120101
					DIVISION HEAD	1886-6250 CGS 83 COORDINATES
					SECTION HEAD	246-1689 LAMBERT COORDINATES
						<b>19947-B</b>

R 297854