

RESOLUTION NUMBER R- 298569

ADOPTED ON NOV 03 2003

A RESOLUTION OF THE CITY OF SAN DIEGO DETERMINING AND DECLARING THAT THE PUBLIC INTEREST, CONVENIENCE AND NECESSITY REQUIRE THE ACQUISITION OF CERTAIN PROPERTY DESCRIBED HEREIN FOR THE MIRA SORRENTO PLACE-SCRANTON ROAD TO VISTA SORRENTO PARKWAY PROJECT AND DIRECTING THE FILING OF EMINENT DOMAIN PROCEEDINGS TO CONDEMN, ACQUIRE, AND OBTAIN PREJUDGMENT POSSESSION OF THE PROPERTY FOR THE USE OF THE CITY OF SAN DIEGO.

WHEREAS, the Council of The City of San Diego has provided notice to each person whose property is sought to be acquired by eminent domain and whose name and address appears on the last equalized county assessment roll notice, as required under Section 1245.235, California Code of Civil Procedure, and also has provided each person with a reasonable opportunity to appear and be heard on the matters referred to in Section 1240.030, California Code of Civil Procedure; NOW, THEREFORE,

BE IT RESOLVED, THAT THE COUNCIL OF THE CITY OF SAN DIEGO, HAS FOUND AND DETERMINED EACH OF THE FOLLOWING, by a vote of two-thirds or more of its members:

Section 1. That the public interest, convenience and necessity of the City of San Diego, and the inhabitants thereof ["City"], require the construction, improvement, operation and maintenance of the extension and widening of a public street known as Mira Sorrento Place and incidents and appurtenances thereto, together with permanent easements and right-of-way to construct, reconstruct, maintain and repair earth excavations or embankments, retaining walls,

slope easements, drain easements, temporary working areas, temporary access rights and drains and all incidents thereto, together with the rights of ingress and egress over, under, along, and across portions thereof, all in the City of San Diego, County of San Diego, State of California, as more particularly described in Exhibits A and B attached hereto, and incorporated by reference herein.

That the property interests sought to be acquired through eminent domain are required for the Mira Sorrento Place Road-Scranton Road to Vista Sorrento Parkway Project ["Project"] which consists of widening the existing two-lane 560 feet portion (40 foot road width, 55 foot wide right-of-way) of Mira Sorrento Place into a four-lane collector (72 foot road width, 92 foot wide right-of-way), and extending the public road by 1,160 feet to intersect with Vista Sorrento Parkway at the existing on/off ramps to the Interstate 805 freeway in accordance with the Transportation System Element of the Mira Mesa Community Plan. The construction of the Project will provide access to Scranton Road from I-805 which will reduce the traffic volume at the Mira Mesa Boulevard and Scranton Road intersection and improve traffic circulation.

That the Project's design allows the grading into environmentally sensitive lands (biological and hillside) to extend Mira Sorrento Place to intersect with Vista Sorrento Place. That the Project will also include the construction of three retaining walls of varying heights along the north side of Mira Sorrento Place and its extension as well as landscaping to revegetate any disturbed cut slopes with Diegan Coastal Sage Scrub hydroseeding mix as well as planting native shrubs and groundcover along with canopy street and slope trees.

That the Project's design and scope requires the relocation of existing underground and above ground utilities and the realignment of an existing utility access road within the existing 200-foot wide utility easement that is owned by San Diego Gas & Electric [SDG&E] that will be bisected by the extension of Mira Sorrento Place. The utilities relocation consists of relocating a SDG&E 30 foot high pressure natural gas pipeline, two Kinder-Morgan 16 foot and 10 foot petroleum pipelines, and MCI telephone lines. The new utility access road will be realigned to the east of the existing un-paved access road.

Further, that the Project is required as part of the City of San Diego's Engineering and Capital Projects on-going efforts in providing specific road improvements that are recommended to protect the health and safety of pedestrians, bicyclists, and motorists; in accommodating existing and future traffic with minimum disruption to residents and businesses; and in protecting sensitive environmental resources within the community planning area.

That the Project includes the acquisition of the public road right of way in fee, easements, and temporary construction areas from five separate property owners. Four of the five affected property owners have accepted the City's offer to acquire their property. One affected property, comprised of two parcels, is still necessary to complete the Project and is owned by the Papillion Retirement Trust. That the parcels of property and the interests sought to be condemned are described and shown in the attached Exhibits A and B hereto, and which are incorporated herein ["Subject Property"].

Section 2. That the proposed Project is planned or located in the manner that will be most compatible with the greatest public good and the least public injury. The Project has been located and designed to implement the Mira Mesa Community Plan and is being located within the constraints imposed by existing topography, sensitive environmental resources, and adjacent development. After several alternative routes were investigated by qualified engineers, it was concluded that the Project's proposed route and design is the most compatible with the greatest public good and the least private injury.

That on September 2, 2003, in resolution number R-298344, the Council of the City of San Diego approved the capital improvement plans and specifications (CIP No. 52-676.0) and funding for the Project, and authorized the City Manager to enter into contracts and agreements for the construction of the Project and the relocation of affected utilities within the Project area. In taking this action, the Council considered the following environmental documents which were approved and adopted by the City of San Diego Planning Commission in their meeting dated July 21, 2003 for the Capital Improvement Project, Variance, Coastal Development Permit, and Site Development Permit for the Mira Sorrento Place Road Widening and Extension Project:

Mitigated Negative Declaration No. 1662, LDR File No. 41-1031, and a Mitigation, Monitoring, and Reporting Program, completed on May 30, 2003, and on file with the City Clerk.

Section 3. That the Subject Property is necessary for the Project as designed, for municipal purposes, namely the widening and extension of Mira Sorrento Place. That the taking and acquiring by said City of the real property in fee simple title and easements as described in Exhibit A hereto is deemed necessary for the construction, improvement, operation and maintenance of a public street or streets and incidents and appurtenances thereto, together with earth excavations or embankments, slope or slopes and incidents thereto and a storm drain or drains and incidents thereto and right-of-way for the right of ingress or egress over, under, along, and across said real property to serve the City of San Diego and the inhabitants thereof for municipal purposes. The Subject Property is needed in order to provide an essential transportation connection for local and regional vehicular traffic.

Section 4. That the City of San Diego has the power of eminent domain to acquire the Subject Property for this public use pursuant to, *inter alia*, Article 1, Section 19, of the Constitution of the State of California; Section 220, Charter of the City of San Diego; Sections 1240.010 – 1240.050, 1240.110-1240.120, 1240.410 (condemnation of remnant), 1240.510 (condemnation for compatible public use), 1240.610 (condemnation for more necessary public use), 1240.650 (condemnation for more necessary public use), and 1255.410 (prejudgment possession of property) of the California Code of Civil Procedure; Sections 37350.5 (city's power of eminent domain), 37353 (condemnation for laying out and improving public street), 38900 (condemnation for drains), and 40404 (condemnation for streets, rights of way for drains, any other authorized purpose) of the California Government Code; and Sections 5023, 5023.1, 5100, 5101, and 5102 (The Improvement Act of 1911 – public streets) of the California Streets and Highways Code.

298569

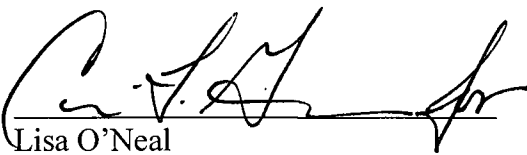
Section 5. That an offer to acquire the Subject Property, pursuant to California Government Code Section 7267.2, at the appraised fair market value has been made to the owners of record of the Subject Property to be acquired and has been rejected.

Section 6. That in connection with this action, the Council has reviewed and considered the information contained in Mitigated Negative Declaration ["MND"] LDR File No. 41-1031 (Project No. 1662) and the accompanying Mitigation, Monitoring and Reporting Program that was approved by the City of San Diego Planning Commission on July 31, 2003, and the information contained in City Council Resolution Number R-298344, adopted on September 2, 2003, approving the Project plans and specifications, authorizing the establishment of phase funding and award of public works contract, and taking related actions, which are on file in the office of the City Clerk.

That no new environmental impacts have been identified as a result of the Council's authorization to commence condemnation proceedings to acquire the remaining Subject Property necessary to complete the Project. The Subject Property sought to be condemned was previously identified in the Project's environmental documents. As reflected in the Project's previously adopted MND, the Project avoids or mitigates the potentially significant environmental effects previously identified in the Initial Study prepared by the City of San Diego for the proposed Project, and the preparation of an Environmental Impact Report will not be required. Section 7. That the City Attorney of the City of San Diego is hereby authorized and directed to commence an eminent domain action in the Superior Court of the State of California, County of San Diego, in the name and on behalf of the City of San Diego, against all owners and claimants to an interest in the Subject Property, as more particularly described in attached Exhibits A and B, for the purpose of condemning and acquiring the certain real property in fee simple and easements

for the use of the City of San Diego and to take prejudgment possession thereof pursuant to  
California Code of Civil Procedure Section 1255.410.

APPROVED: CASEY GWINN, City Attorney

By   
Lisa O'Neal  
Deputy City Attorney

LON:aml  
10/21/03  
11/20/03CORR.COPY  
Or.Dept: READ  
R-2004-416

**EXHIBIT "A"**

**STREET DEDICATION**

APN: 341-010-04  
Parcel 1

Acquisition of the land described herein in fee simple title to construct and maintain surface and sub-surface improvements and necessary appurtenances thereto, for a public street, currently known as Mira Sorrento Place, in the City and County of San Diego.

That portion of Lot 6, in Section 5, Township 15 South, Range 3 West, San Bernardino Meridian, in the City of San Diego, County of San Diego, State of California, according to the official plat thereof, more particularly described as follows:

**Beginning** at the Northwest corner of Parcel Map No. 15572, filed in the Office of said County Recorder on February 15, 1989, as File No. 89-79694 of Official Records; Thence along the Westerly line of said Parcel Map No. 15572, South 2°40'08" West 64.22 feet to an intersection with a curve, concave Southeasterly, having a radius of 654.00 feet, a radial bears North 7°56'49" West; Thence Southwesterly along the arc of said curve 603.49 feet through a central angle of 52°52'14" to the Northeasterly line of Parcel Map No. 18777, filed in the Office of said County Recorder on August 21, 2001, as File No. 2001-0595821 of Official Records, Thence along said Northeasterly line, North 26°20'36" West 108.53 feet to an intersection with a curve, concave Southeasterly, having a radius of 746.00 feet, a radial bears North 56°05'39" West; Thence Northeasterly along the arc of said curve 509.50 feet through a central angle of 39°07'56" to an intersection with the Southerly line of Parcel Map No. 17051, filed in the Office of said County Recorder on February 3, 1993 as File No. 93-68704 of Official Records; Thence along said Southerly line, South 89°15'46" East 130.21 feet to the Point of Beginning.

Above described parcel containing 55,192.72 Square feet, 1.26705 acres.

See City of San Diego Drawing 19726-B.

Frederick R. LePage 11/18/2003  
Frederick R. LePage PLS 7524 Date  
Assoc. Land Surveyor, Field Engineering  
My Registration Expires 12/31/2003



File: 19726B\_revised.wpd  
W.O. 526760 - 11/18/2003

## EXHIBIT "A"

### SLOPE EASEMENT

APN: 341-010-04

Parcel 2

A permanent easement for slopes, excavation, fill, and drainage structures, under, over and upon the land described herein, in the City and County of San Diego, to protect and stabilize slopes on the property, and the right to construct, operate, maintain, repair and replace said slope facilities, and the right of unobstructed ingress and egress, including the right to pass and re-pass over and along the property, and to deposit tools, implements, and other materials on the property, and to utilize construction, automotive, and other equipment thereon when necessary for the purpose of exercising its rights hereunder. Said easement also includes the right to grant said easement to others in whole or in part.

That portion of Lot 6, in Section 5, Township 15 South, Range 3 West, San Bernardino Meridian, in the City of San Diego, County of San Diego, State of California, according to the official plat thereof, more particularly described as follows:

**Commencing** at the Northwest corner of Parcel Map No. 15572, filed in the Office of said County Recorder on February 15, 1989, as File No. 89-79694 of Official Records; Thence along the Westerly line of said Parcel Map No. 15572, South 2°40'08" West 64.22 feet to an intersection with a curve, concave Southeasterly, having a radius of 654.00 feet, a radial bears North 7°56'49" West; Thence Southwesterly along the arc of said curve 603.49 feet through a central angle of 52°52'14" to the Northeasterly line of Parcel Map No. 18777, filed in the Office of said County Recorder on August 21, 2001, as File No. 2001-0595821, Thence along said Northeasterly line, North 26°20'36" West 108.53 feet to the **Point of Beginning**; Thence continuing, North 26°20'36" West 154.68 feet; Thence leaving said Northeasterly line, North 33°27'30" East 40.60 feet; Thence South 80°31'21" East 147.83 feet; Thence North 19°23'07" East 161.61 feet to an intersection with the Southerly line of Parcel Map No. 17051, filed in the Office of said County Recorder on February 3, 1993 as File No. 93-68704 of Official Records; Thence along said Southerly line, South 89°15'46" East 378.37 feet to a point of cusp, the curve being concave Southeasterly, having a radius of 746.00 feet, a radial bears North 56°05'39" West; Thence Southwesterly along the arc of said curve 509.50 feet through a central angle of 39°07'56" to the Point of Beginning.

Above described parcel containing 34,258.58 Square feet, 0.78647 acres.

See City of San Diego Drawing 19726-B.



EXHIBIT "A"

SLOPE EASEMENT

APN: 341-010-04

Parcel 2

Frederick R. LePage      11/18/2003  
Frederick R. LePage    PLS 7524      Date  
Assoc. Land Surveyor, Field Engineering  
My Registration Expires 12/31/2003



File: 19726B\_revised.wpd  
W.O. 526760 - 11/18/2003

## EXHIBIT "A"

### SLOPE EASEMENT

APN: 341-010-04

Parcel 3

A permanent easement for slopes, excavation, fill, and drainage structures, under, over and upon the land described herein, in the City and County of San Diego, to protect and stabilize slopes on the property, and the right to construct, operate, maintain, repair and replace said slope facilities, and the right of unobstructed ingress and egress, including the right to pass and re-pass over and along the property, and to deposit tools, implements, and other materials on the property, and to utilize construction, automotive, and other equipment thereon when necessary for the purpose of exercising its rights hereunder. Said easement also includes the right to grant said easement to others in whole or in part.

That portion of Lot 6, in Section 5, Township 15 South, Range 3 West, San Bernardino Meridian, in the City of San Diego, County of San Diego, State of California, according to the official plat thereof, more particularly described as follows:

**Commencing** at the Northwest corner of Parcel Map No. 15572, filed in the Office of said County Recorder on February 15, 1989, as File No. 89-79694 of Official Records; Thence along the Westerly line of said Parcel Map No. 15572, South 2°40'08" West 64.22 feet to an intersection with a curve, concave Southeasterly, having a radius of 654.00 feet, a radial bears North 7°56'49" West; Thence continuing along said Westerly line, South 2°40'08" West 29.47 feet to the **Point of Beginning**; Thence South 72°38'56" West 79.23 feet; Thence South 37°04'04" West 280.97 feet; Thence South 67°59'06" West 61.08 feet; Thence North 78°14'27" West 62.99 feet; Thence South 40°56'05" West 34.24 feet; Thence South 71°45'52" West 59.69 feet; Thence South 24°04'17" West 41.03 feet to the Northeasterly line of Parcel Map No. 18777, filed in the Office of said County Recorder on August 21, 2001, as File No. 2001-0595821; Thence along said Northeasterly line, North 26°20'36" West 45.19 feet to an intersection with the above said curve, having a radius of 654.00 feet; Thence Southwesterly along the arc of said curve 603.49 feet through a central angle of 52°52'14" to an intersection with the above said Westerly line; Thence South 2°40'08" West 29.47 feet to the Point of Beginning.

Above described parcel containing 51,278.13 Square feet, 1.17718 acres.

See City of San Diego Drawing 19726-B.

Frederick R. LePage 11/18/2003  
Frederick R. LePage PLS 7524 Date  
Assoc. Land Surveyor, Field Engineering  
My Registration Expires 12/31/2003  
File: 19726B\_revised.wpd  
W.O. 526760 - 11/18/2003



**EXHIBIT "A"**

**SLOPE EASEMENT**

APN: 341-010-04

Parcel 4

A permanent easement for slopes, excavation, fill, and drainage structures, under, over and upon the land described herein, in the City and County of San Diego, to protect and stabilize slopes on the property, and the right to construct, operate, maintain, repair and replace said slope facilities, and the right of unobstructed ingress and egress, including the right to pass and re-pass over and along the property, and to deposit tools, implements, and other materials on the property, and to utilize construction, automotive, and other equipment thereon when necessary for the purpose of exercising its rights hereunder. Said easement also includes the right to grant said easement to others in whole or in part.

That portion of Lot 6, in Section 5, Township 15 South, Range 3 West, San Bernardino Meridian, in the City of San Diego, County of San Diego, State of California, according to the official plat thereof, more particularly described as follows:

**Commencing** at the Northwest corner of Parcel Map No. 15572, filed in the Office of said County Recorder on February 15, 1989, as File No. 89-79694 of Official Records; Thence along the Southerly line of said Parcel Map No. 17051, filed in the Office of said County Recorder on February 3, 1993 as File No. 93-68704 of Official Records, North 89°15'46" West 451.31 feet to the **Point of Beginning**; Thence along said South line, South 89°15'46" East 51.83 feet; Thence South 19°38'38" West 64.15 feet; Thence North 26°42'40" West 68.39 feet to the Point of Beginning.

Above described parcel containing 1,587.33 Square feet, 0.03644 acres.

See City of San Diego Drawing 19726-B.

Frederick R. LePage 11/18/2003  
Frederick R. LePage PLS 7524 Date  
Assoc. Land Surveyor, Field Engineering  
My Registration Expires 12/31/2003



File: 19726B\_revised.wpd  
W.O. 526760 - 11/18/2003

**EXHIBIT "A"**

**DRAINAGE EASEMENT**

APN: 341-010-04  
Parcel 5

A permanent easement for drainage and drainage structures, under, over and upon the land described herein, in the City and County of San Diego, including the right of ingress and egress for purposes of constructing new and improving existing drainage facilities and appurtenant structures as needed, together with the right to construct, operate, maintain, repair, and replace said drainage facilities and appurtenances. Said easement also includes the right to grant said easement to others in whole or in part.

That portion of Lot 6, in Section 5, Township 15 South, Range 3 West, San Bernardino Meridian, in the City of San Diego, County of San Diego, State of California, according to the official plat thereof, more particularly described as follows:

**Commencing** at the Northwest corner of Parcel Map No. 15572, filed in the Office of said County Recorder on filed in the Office of said County Recorder on February 15, 1989, as File No. 89-79694 of Official Records; Thence along the Southerly line of said Parcel Map No. 17051, filed in the Office of said County Recorder on February 3, 1993 as File No. 93-68704 of Official Records, North 89°15'46" West 273.21 feet to the **Point of Beginning**; Thence South 5°13'53" East 59.84 feet to an intersection with a curve, concave Southeasterly, having a radius of 746.00 feet, a radial bears North 28°26'51" West; Thence Southwesterly along the arc of said curve 69.53 feet through a central angle of 5°20'24"; Thence North 6°12'01" West 96.91 feet to an intersection with said Southerly line; Thence along said Southerly line, South 89°15'46" East 64.52 feet to the Point of Beginning.

Above described parcel containing 4,936.65 Square feet, 0.11333 acres.

See City of San Diego Drawing 19726-B.

Frederick R. LePage 11/18/2003  
Frederick R. LePage PLS 7524 Date  
Assoc. Land Surveyor, Field Engineering  
My Registration Expires 12/31/2003



File: 19726B\_revised.wpd  
W.O. 526760 - 11/18/2003

## EXHIBIT "A"

### DRAINAGE EASEMENT

APN: 341-010-04

Parcel 6

A permanent easement for drainage and drainage structures, under, over and upon the land described herein, in the City and County of San Diego, including the right of ingress and egress for purposes of constructing new and improving existing drainage facilities and appurtenant structures as needed, together with the right to construct, operate, maintain, repair, and replace said drainage facilities and appurtenances. Said easement also includes the right to grant said easement to others in whole or in part.

That portion of Lot 6, in Section 5, Township 15 South, Range 3 West, San Bernardino Meridian, in the City of San Diego, County of San Diego, State of California, according to the official plat thereof, more particularly described as follows:

**Commencing** at the Northwest corner of Parcel Map No. 15572, filed in the Office of said County Recorder on filed in the Office of said County Recorder on February 15, 1989, as File No. 89-79694 of Official Records; Thence along the Southerly line of said Parcel Map No. 17051, North  $89^{\circ}15'47''$  West 273.21 feet; Thence South  $5^{\circ}13'53''$  East 161.15 feet to an intersection with a curve, concave Southeasterly, having a radius of 654.00 feet, a radial bears North  $31^{\circ}57'12''$  West, said intersection being the **Point of Beginning**; Thence continuing South  $5^{\circ}13'53''$  East 171.66 feet to a point hereinafter referred to as point 'A'; Thence continuing South  $5^{\circ}13'53''$  East 57.59 feet; Thence South  $68^{\circ}51'02''$  West 59.45 feet; Thence North  $6^{\circ}12'01''$  West 210.82 feet to an intersection with the above said curve, a radial bears North  $38^{\circ}05'13''$  West; Thence Northeasterly along the arc of said curve 70.01 feet through a central angle of  $6^{\circ}08'01''$  to the Point of Beginning.

Together with a strip of land 10.00 feet wide, the centerline more particularly described as follows:

**Beginning** at the above mentioned point 'A'; Thence North  $23^{\circ}51'22''$  East 29.11 feet; Thence North  $35^{\circ}23'46''$  East 107.64 feet; Thence North  $25^{\circ}20'16''$  East 67.32 feet; Thence North  $41^{\circ}49'16''$  East 76.81 feet; Thence North  $56^{\circ}14'17''$  East 27.15 feet to the beginning of a curve, concave Southeasterly, having a radius of 25.00 feet, a radial bears North  $34^{\circ}16'06''$  West; Thence Northeasterly along the arc of said curve 8.41 feet through a central angle of  $19^{\circ}16'35''$  to the beginning of a compound curve, concave Southerly, having a radius of 540.10 feet, a radial bears North  $14^{\circ}59'31''$  West, Thence Easterly along the arc of said curve 56.75 feet through a central angle of  $6^{\circ}01'12''$  to an intersection with the Westerly line of above said Parcel Map No. 15572, said intersection being the point of terminus.

**EXHIBIT "A"**

**DRAINAGE EASEMENT**

APN: 341-010-04

Parcel 6

Said strip of land shall be lengthened or shortened so as to terminate Westerly in a line passing through the Point of Beginning which bears South 5°13'53" East and Easterly in a line passing through the point of terminus which bears South 2°40'08 West.

Above described parcel containing 16,568.18 Square feet, 0.38035 acres.

See City of San Diego Drawing 19726-B.

*Frederick R. LePage*      11/18/2003  
Frederick R. LePage    PLS 7524      Date  
Assoc. Land Surveyor, Field Engineering  
My Registration Expires 12/31/2003



File: 19726B\_revised.wpd  
W.O. 526760 - 11/18/2003

## EXHIBIT "A"

### DRAINAGE EASEMENT

APN: 341-010-04

Parcel 7

A permanent easement for drainage and drainage structures, under, over and upon the land described herein, in the City and County of San Diego, including the right of ingress and egress for purposes of constructing new and improving existing drainage facilities and appurtenant structures as needed, together with the right to construct, operate, maintain, repair, and replace said drainage facilities and appurtenances. Said easement also includes the right to grant said easement to others in whole or in part.

That portion of Lot 6, in Section 5, Township 15 South, Range 3 West, San Bernardino Meridian, in the City of San Diego, County of San Diego, State of California, according to the official plat thereof, included within a strip of land 10.00 feet wide, the centerline of which is more particularly described as follows:

**Commencing** at the East corner of said Parcel 2 of Parcel Map No. 18777, filed in the Office of said County Recorder on 21 August 2001 as File No. 2001-0595821, lying at the intersection of the courses North 26°20'36" West ( North 26°20'46" West per Parcel Map No. 18777) 474.24 feet and South 75°17'35" West ( South 75°17'25" West per Parcel Map No.18777 ) 258.64 feet; Thence North 26°20'36" West 240.49 feet along a portion of the Easterly boundary line of said Parcel 2 to an intersection with a curve, said intersection also being the **POINT OF BEGINNING**; concave Easterly, having a radius of 766.00 feet, a radial bears North 55°26'15" West; Thence Northeasterly along the arc of said curve 162.94 feet through a central angle of 12°11'15" to an intersection with a non-tangent curve, said intersection being hereinafter referred to as point 'B'; said curve lying concave Northerly, having a radius of 75.00 feet, a radial bears South 17°38'56" East; Thence Northeasterly along the arc of said curve 17.35 feet through a central angle of 13°15'25" to an intersection with a non-tangent line, said intersection being hereinafter referred to as point 'C'; Thence along said non-tangent line, North 23°16'44" East 112.85 feet to a point hereinafter referred to as point 'D'; Thence North 7°39'07" East 31.81 feet to the beginning of a non-tangent curve, concave Southeasterly, having a radius of 80.56 feet, a radial bears North 75°21'15" West; Thence Northerly along the arc of said curve 21.04 feet through a central angle of 14°57'46" to an intersection with the Southerly line of Parcel Map No. 17051, filed in the Office of said County Recorder on February 3, 1993 as File No. 93-68704 of Official Records.

Said strip of land shall be 10.00 feet wide, lying 5.00 feet Northwesterly and 5.00 feet Southeasterly of said centerline between the point of beginning and point 'C'; 20.00 feet wide lying 10.00 feet Northwesterly and 10.00 feet Southeasterly of said centerline between point 'C' and point 'D'; 10.00 feet wide lying 5.00 feet Northwesterly and 5.00 feet Southeasterly of said centerline between point 'D' and point 'E'.

**EXHIBIT "A"**

**DRAINAGE EASEMENT**

APN: 341-010-04

Parcel 7

Said strip of land shall be lengthened or shortened so as to terminate Westerly in a line passing through the Point of Beginning which bears South 26°20'36" East and Easterly in a line passing through point 'E' which bears North 89°15'46" West.

Together with the following described area:

**Beginning** at the above said point 'B'; said point lying on a non-tangent curve, concave Northerly, having a radius of 75.00 feet, a radial bears South 17°38'56" East; Thence Westerly along the arc of said curve 17.35 feet through a central angle of 13°15'25" to an intersection with a non-tangent line, a radial bears South 4°23'31" East; Thence along said non-tangent line, North 83°51'22" West 45.23 feet to the beginning of a non-tangent curve, concave Southeasterly, having a radius of 44.00 feet, a radial bears North 6°08'38" East; Thence Southwesterly along the arc of said curve 42.22 feet through a central angle of 54°58'38" to an intersection with a non-tangent line, a radial bears North 48°50'00" West; Thence along said non-tangent line, South 39°05'22" West 59.88 feet to an intersection with Easterly boundary of above said Parcel Map No. 18353, said intersection being hereinafter referred to as point 'F';

Said strip of land shall be 10.00 feet wide, lying 5.00 feet Northerly and 5.00 feet Southerly of said centerline between the point 'B' and point 'F'.

Said strip of land shall be lengthened or shortened so as to terminate Westerly in a line passing through point 'F' which bears South 26°20'36" East and Easterly in a line passing through point 'B' which bears South 43°15'00" East.

Above described parcel containing 6,098.53 Square feet, 0.14000 acres.

See City of San Diego Drawing 19726-B.

Frederick R. LePage 11/18/2003  
Frederick R. LePage PLS 7524 Date  
Assoc. Land Surveyor, Field Engineering  
My Registration Expires 12/31/2003



File: 19726B\_revised.wpd  
W.O. 526760 - 11/18/2003



**EXHIBIT "A"**

**DRAINAGE EASEMENT**

APN: 341-010-04

Parcel 8

A permanent easement for drainage and drainage structures, under, over and upon the land described herein, in the City and County of San Diego, including the right of ingress and egress for purposes of constructing new and improving existing drainage facilities and appurtenant structures as needed, together with the right to construct, operate, maintain, repair, and replace said drainage facilities and appurtenances. Said easement also includes the right to grant said easement to others in whole or in part.

That portion of Lot 6, in Section 5, Township 15 South, Range 3 West, San Bernardino Meridian, in the City of San Diego, County of San Diego, State of California, according to the official plat thereof, included within a strip of land 2.90 feet wide, lying Northwesterly of the curve which is more particularly described as follows:

**Commencing** at the East corner of said Parcel 2 of Parcel Map No. 18777, filed in the Office of said County Recorder on 21 August 2001 as File No. 2001-0595821, lying at the intersection of the courses North 26°20'36" West ( North 26°20'46" West per Parcel Map No. 18777) 474.24 feet and South 75°17'35" West ( South 75°17'25" West per Parcel Map No.18777 ) 258.64 feet; Thence North 26°20'36" West 220.99 feet along a portion of the Easterly boundary line of said Parcel 2 to an intersection with a curve, said intersection also being the **POINT OF BEGINNING**; concave Southeasterly, having a radius of 746.00 feet, a radial bears North 56°05'43" West; Thence Northeasterly along the arc of said curve 159.92 feet through a central angle of 12°16'58" to the point of terminus.

Said strip of land shall be lengthened or shortened so as to terminate Westerly in a line passing through the point of beginning which bears South 26°20'36" East and Easterly in a line passing through the point of terminus which bears North 43°48'45" West.

Above described parcel containing 474.91 Square feet, 0.01090 acres.

See City of San Diego Drawing 19726-B.

Frederick R. LePage 11/18/2003  
Frederick R. LePage PLS 7524 Date  
Assoc. Land Surveyor, Field Engineering  
My Registration Expires 12/31/2003

File: 19726B\_revised.wpd  
W.O. 526760 - 11/18/2003



**EXHIBIT "A"**

**DRAINAGE EASEMENT**

APN: 341-010-04

Parcel 9

A permanent easement for drainage and drainage structures, under, over and upon the land described herein, in the City and County of San Diego, including the right of ingress and egress for purposes of constructing new and improving existing drainage facilities and appurtenant structures as needed, together with the right to construct, operate, maintain, repair, and replace said drainage facilities and appurtenances. Said easement also includes the right to grant said easement to others in whole or in part.

That portion of Lot 6, in Section 5, Township 15 South, Range 3 West, San Bernardino Meridian, in the City of San Diego, County of San Diego, State of California, according to the official plat thereof, included within a strip of land 8.48 feet wide, lying Southeasterly of the curve which is more particularly described as follows:

**Commencing** at the East corner of said Parcel 2 of Parcel Map No. 18777, filed in the Office of said County Recorder on 21 August 2001 as File No. 2001-0595821, lying at the intersection of the courses North 26°20'36" West ( North 26°20'46" West per Parcel Map No. 18777) 474.24 feet and South 75°17'35" West ( South 75°17'25" West per Parcel Map No.18777 ) 258.64 feet; Thence North 26°20'36" West 112.50 feet along a portion of the Easterly boundary line of said Parcel 2 to an intersection with a curve, said intersection also being the **POINT OF BEGINNING**; concave Southeasterly, having a radius of 654.00 feet, a radial bears North 60°48'25" West; Thence Northeasterly along the arc of said curve 34.24 feet through a central angle of 2°59'59" to the point of terminus.

Said strip of land shall be lengthened or shortened so as to terminate Westerly in a line passing through the point of beginning which bears South 26°20'36" East and Easterly in a line passing through the point of terminus which bears North 57°48'26" West.

Above described parcel containing 201.55 Square feet, 0.00463 acres.

See City of San Diego Drawing 19726-B.

Frederick R. LePage 11/18/2003  
Frederick R. LePage PLS 7524 Date  
Assoc. Land Surveyor, Field Engineering  
My Registration Expires 12/31/2003



File: 19726B\_revised.wpd  
W.O. 526760 - 11/18/2003

## EXHIBIT "A"

### TEMPORARY CONSTRUCTION EASEMENT

APN: 341-010-04

Parcel 10

A temporary easement for the construction of the Mira Sorrento Place Expansion and Widening Capital Improvement Project and appurtenances thereto and the right of ingress and egress, commencing upon the date on which the City of San Diego is granted permission to take possession of the land described herein, in the City and County of San Diego, for a period of 37 months, or alternatively, continuing to completion of the project upon the land, whichever is earlier. Said easement also includes the right to grant said easement to others in whole or in part.

That portion of Lot 6, in Section 5, Township 15 South, Range 3 West, San Bernardino Meridian, in the City of San Diego, County of San Diego, State of California, according to the official plat thereof, more particularly described as follows:

**Commencing** at the Northwest corner of Parcel Map No. 15572, filed in the Office of said County Recorder on February 15, 1989 as File No. 89-079694 of Official Records; Thence along the Westerly line of said Parcel Map No. 15572, South 2°40'08" West 64.22 feet to an intersection with a curve, concave Southeasterly, having a radius of 654.00 feet, a radial bears North 7°56'49" West; Thence continuing along said Westerly line, South 2°40'08" West 29.47 feet to the **Point of Beginning**; Thence South 72°38'56" West 79.23 feet; Thence South 37°04'04" West 280.97 feet; Thence South 67°59'06" West 61.08 feet; Thence North 78°14'27" West 62.99 feet; Thence South 40°56'05" West 34.24 feet; Thence South 71°45'52" West 59.69 feet; Thence South 24°04'17" West 41.03 feet to the Northeasterly line of Parcel Map No. 18777, filed in the Office of said County Recorder on August 21, 2001, as File No. 2001-0595821; Thence along said Northeasterly line, South 26°20'36" East 25.95 feet; Thence North 24°04'27" East 48.73 feet; Thence North 71°45'52" East 56.36 feet; Thence North 40°56'05" East 28.02 feet; Thence South 78°14'27" East 61.01 feet; Thence South 6°08'54" East 28.01 feet; Thence North 68°01'54" East 69.79 feet; Thence North 5°52'37" West 32.19 feet; Thence North 37°04'04" East 278.39 feet; Thence North 72°38'56" East 65.53 feet to an intersection with the above said Westerly line of Parcel Map No. 15572; Thence along said Westerly line, North 2°40'08" East 21.28 feet to the Point of Beginning.

Above described parcel containing 11,671.17 Square feet, 0.26793 acres.

See City of San Diego Drawing 19726-B.

EXHIBIT "A"

TEMPORARY CONSTRUCTION EASEMENT

APN: 341-010-04  
Parcel 10

Frederick R. LePage 11/18/2003  
Frederick R. LePage PLS 7524 Date  
Assoc. Land Surveyor, Field Engineering  
My Registration Expires 12/31/2003

File: 19726B\_revised.wpd  
W.O. 526760 - 11/18/2003



EXHIBIT "A"

TEMPORARY CONSTRUCTION EASEMENT

APN: 341-010-04  
Parcel 11

A temporary easement for the construction of the Mira Sorrento Place Expansion and Widening Capital Improvement Project and appurtenances thereto and the right of ingress and egress, commencing upon the date on which the City of San Diego is granted permission to take possession of the land described herein, in the City and County of San Diego, for a period of 37 months, or alternatively, continuing to completion of the project upon the land, whichever is earlier. Said easement also includes the right to grant said easement to others in whole or in part.

That portion of Lot 6, in Section 5, Township 15 South, Range 3 West, San Bernardino Meridian, in the City of San Diego, County of San Diego, State of California, according to the official plat thereof, more particularly described as follows:

**Commencing** at the Northwest corner of Parcel Map No. 15572, filed in the Office of said County Recorder on February 15, 1989 as File No.89-079694 of Official Records; Thence along the Southerly line of said Parcel Map No. 17051, North 89°15'46" West 378.37 feet to the **Point of Beginning**; Thence continuing, North 89°15'46" West 21.10 feet; Thence South 19°38'38" East 138.40 feet; Thence North 80°31'21" East 144.01 feet; Thence South 33°27'30" West 41.96 feet to an intersection with the Northeasterly line of Parcel Map No. 18777, filed in the Office of said County Recorder on August 21, 2001, as File No. 2001-0595821 of Official Records; Thence along said Northeasterly line, South 26°20'36" East 23.13 feet; Thence North 33°27'30" East 40.60 feet; Thence South 80°31'21" East 147.83 feet; Thence North 19°23'07" East 161.61 to the Point of Beginning.

Above described parcel containing 6,697.82 Square feet, 0.15376 acres.

See City of San Diego Drawing 19726-B.

Frederick R. LePage 11/18/2003  
Frederick R. LePage PLS 7524 Date  
Assoc. Land Surveyor, Field Engineering  
My Registration Expires 12/31/2003



File: 19726B\_revised.wpd  
W.O. 526760 - 11/18/2003

EXHIBIT "A"

STREET DEDICATION

APN: 341-352-21

Parcel 1

Acquisition of the land described herein in fee simple title to construct and maintain surface and sub-surface improvements and necessary appurtenances thereto, for a public street, currently known as Mira Sorrento Place, in the City and County of San Diego.

That portion of Parcel 5 of Parcel Map No. 17051, in the City of San Diego, County of San Diego, State of California, filed in the office of the County Recorder of San Diego County on February 5, 1993 as File No. 1993-68704 of Official Records, more particularly described as follows:

**Commencing** at the Northwest corner of Parcel Map No. 15572, filed in the Office of said County Recorder on February 15, 1989, as File No. 89-79694 of Official Records; Thence along the Southerly line of said Parcel Map No. 17051, North 89°15'46" West 128.99 feet to an intersection with a curve, concave Southerly, having a radius of 746.00 feet, a radial bears North 16°55'16" West; said intersection being the **Point of Beginning**; Thence continuing North 89°15'46" West 0.88 feet to an intersection with a curve, concave Southerly, having a radius of 746.00 feet, a radial bears North 16°55'49" West; Thence Easterly along the arc of said curve 134.21 feet through a central angle of 10°18'28" to an intersection with the Easterly line of said Parcel 5; Thence along said Easterly line, South 2°40'08" West 0.14 feet to an intersection with the first mentioned curve, a radial bears North 6°40'56" West; Thence Westerly along the arc of said curve 133.31 feet through a central angle of 10°14'20" to the point of beginning.

Above described parcel containing 26.99 Square feet, 0.00062 acres.

See City of San Diego Drawing 19727-B.

Frederick R. LePage 11/18/2003  
Frederick R. LePage PLS 7524 Date  
Assoc. Land Surveyor, Field Engineering  
My Registration Expires 12/31/2003



File: 19727B.wpd  
W.O. 526760 - 11/18/2003

## EXHIBIT "A"

### SLOPE EASEMENT

APN: 341-352-21

Parcel 2

A permanent easement for slopes, excavation, fill, and drainage structures, under, over and upon the land described herein, in the City and County of San Diego, to protect and stabilize slopes on the property, and the right to construct, operate, maintain, repair and replace said slope facilities, and the right of unobstructed ingress and egress, including the right to pass and re-pass over and along the property, and to deposit tools, implements, and other materials on the property, and to utilize construction, automotive, and other equipment thereon when necessary for the purpose of exercising its rights hereunder. Said easement also includes the right to grant said easement to others in whole or in part.

That portion of Parcel 5 of Parcel Map No. 17051, in the City of San Diego, County of San Diego, State of California, filed in the office of the County Recorder of San Diego County on February 5, 1993 as File No. 1993-68704 of Official Records, more particularly described as follows:

**Commencing** at the Northwest corner of Parcel Map No. 15572, filed in the Office of said County Recorder on February 15, 1989, as File No. 89-79694 of Official Records; Thence along the Easterly line of said Parcel Map No. 17051, North 2°40'08" East 72.00 feet to the Northerly line of an existing slope easement granted to the city of San Diego per above said Parcel Map No. 17051; Thence along said Northerly line, North 83°42'19" West 127.64 feet to the **Point of Beginning**; Thence North 33°50'55" West 2.09 feet; Thence North 74°08'17" West 75.41 feet; Thence North 89°05'36" West 80.78 feet; Thence South 72°33'01" West 48.49 feet; Thence South 41°58'55" West 54.63 feet; Thence South 19°23'07" West 52.55 feet; Thence North 52°06'24" West 113.30 feet; Thence North 4°48'52" West 81.62 feet; Thence North 46°54'43" West 144.27 feet to an intersection with the Northeasterly sideline of an existing 200 foot wide San Diego Gas and Electric easement as described in Document No. 149742 recorded on September 11, 1958, in Book 7251, Page 267 of Official Records; Thence along said easement, South 26°42'40" East 283.94 feet to an intersection with the Southerly line of said Parcel Map No. 17051; Thence along said Southerly line, South 89°15'46" East 76.37 feet to an intersection with the above said existing slope easement; Thence along said slope easement the following courses; North 34°58'31" East 56.90 feet; Thence North 63°51'31" East 73.00 feet; Thence North 85°40'31" East 101.00 feet; Thence South 83°42'19" East 47.43 feet to the point of beginning.

Above described parcel containing 15,273.88 Square feet, 0.35064 acres.

See City of San Diego Drawing 19727-B.

**EXHIBIT "A"**

**SLOPE EASEMENT**

APN: 341-352-21

Parcel 2

Frederick R. LePage 11/18/2003  
Frederick R. LePage PLS 7524 Date  
Assoc. Land Surveyor, Field Engineering  
My Registration Expires 12/31/2003



File: 19727B\_revised.wpd  
W.O. 526760 - 11/18/2003



## EXHIBIT "A"

### DRAINAGE EASEMENT

APN: 341-352-21

Parcel 3

A permanent easement for drainage and drainage structures, under, over and upon the land described herein, in the City and County of San Diego, including the right of ingress and egress for purposes of constructing new and improving existing drainage facilities and appurtenant structures as needed, together with the right to construct, operate, maintain, repair, and replace said drainage facilities and appurtenances. Said easement also includes the right to grant said easement to others in whole or in part.

That portion of Parcel 5 of Parcel Map No. 17051, in the City of San Diego, County of San Diego, State of California, filed in the office of the County Recorder of San Diego County on February 5, 1993 as File No. 1993-68704 of Official Records, more particularly described as follows:

**Commencing** at the Northwest corner of Parcel Map No. 15572, filed in the Office of said County Recorder on February 15, 1989, as File No. 89-79694 of Official Records; Thence along the Southerly line of said Parcel Map No. 17051, North 89°15'46" West 273.17 feet to the **Point of Beginning**; Thence continuing North 89°15'46" West 64.51 feet; Thence North 6°12'01" West 21.99 feet; Thence North 13°01'11" West 5.08 feet to a point hereinafter referred to point 'A', said point lying at the intersection with a curve; Thence continuing, North 13°01'11" West 36.81 feet; Thence North 68°08'08" East 42.04 feet; Thence South 33°16'29" East 43.07 feet to a point hereinafter referred to point 'B', said point lying at the intersection with a curve; Thence continuing, South 33°16'29" East 4.98 feet; Thence South 5°13'53" East 57.72 feet to the point of beginning.

Together with a strip of land 10.00 feet wide, the centerline more particularly described as follows:

**Beginning** at the above mentioned point 'A', said point lying at the Easterly terminus of a curve, concave Southeasterly, having a radius of 80.56 feet, a radial bears North 34°29'00" West; Thence Southwesterly along the arc of said curve 36.43 feet through a central angle of 25°54'29" to an intersection with the Southerly line of said Parcel 5, said intersection also being the point of terminus.

Said strip of land shall be lengthened or shortened so as to terminate Easterly in a line passing through point 'A' which bears North 13°01'11" West and Southerly in a line passing through the point of terminus which bears North 89°15'46" West.

**EXHIBIT "A"**

**DRAINAGE EASEMENT**

APN: 341-352-21  
Parcel 3

Together with a strip of land 10.00 feet wide, the centerline more particularly described as follows:

**Beginning** at the above mentioned point 'B', said point lying at the Westerly terminus of a curve, concave Southeasterly, having a radius of 312.33 feet, a radial bears North 37°31'07" West; Thence Northeasterly along the arc of said curve 60.56 feet through a central angle of 11°06'34" to an intersection with a non-tangent line; Thence South 82°04'53" East 45.66 feet; Thence South 70°49'42" East 33.31 feet; Thence South 54°36'43" East 49.19 feet to the beginning of a non-tangent curve, concave Northerly, having a radius of 70.54 feet; Thence Easterly along the arc of said curve 77.55 feet through a central angle of 62°59'19" to an intersection with a non-tangent line; Thence South 54°36'43" East 45.93 feet to an intersection with the Easterly line of said Parcel 5, said intersection also being the point of terminus.

Said strip of land shall be lengthened or shortened so as to terminate Westerly in a line passing through point 'B' which bears South 33°16'29" East and Easterly in a line passing through the point of terminus which bears North 2°40'08" East.

Above described parcel containing 10,425.28 Square feet, 0.23933 acres.

See City of San Diego Drawing 19727-B.

Frederick R. LePage 11/18/2003  
Frederick R. LePage PLS 7524 Date  
Assoc. Land Surveyor, Field Engineering  
My Registration Expires 12/31/2003



File: 19727B\_revised.wpd  
W.O. 526760 - 11/18/2003

## EXHIBIT "A"

### TEMPORARY CONSTRUCTION EASEMENT

APN: 341-352-21

Parcel 4

A temporary easement for the construction of the Mira Sorrento Place Expansion and Widening Capital Improvement Project and appurtenances thereto and the right of ingress and egress, commencing upon the date on which the City of San Diego is granted permission to take possession of the land described herein, in the City and County of San Diego, for a period of 37 months, or alternatively, continuing to completion of the project upon the land, whichever is earlier. Said easement also includes the right to grant said easement to others in whole or in part.

That portion of Parcel 5 of Parcel Map No. 17051, in the City of San Diego, County of San Diego, State of California, filed in the office of the County Recorder of San Diego County on February 5, 1993 as File No. 1993-68704 of Official Records, more particularly described as follows:

**Commencing** at the Northwest corner of Parcel Map No. 15572, filed in the Office of said County Recorder on February 15, 1989, as File No. 89-79694 of Official Records; Thence along the Easterly line of said Parcel Map No. 17051, North 2°40'08" East 37.75 feet to the **Point of Beginning**; Thence South 83°21'18" West 43.53 feet; Thence North 74°53'17" West 58.84 feet; Thence North 33°50'57" West 47.91 feet; Thence North 74°08'17" West 75.41 feet; Thence North 89°05'36" West 80.78 feet; Thence South 72°33'01" West 48.49 feet; Thence South 41°58'55" West 54.63 feet; Thence South 19°23'07" West 52.55 feet; Thence North 52°06'24" West 113.30 feet; Thence North 4°48'52" West 81.62 feet; Thence North 46°54'43" West 144.27 feet to an intersection with the Northeasterly sideline of an existing 200 foot wide San Diego Gas and Electric easement as described in Document No. 149742 recorded on September 11, 1958, in Book 7251, Page 267 of Official Records; Thence along said easement, North 26°42'40" East 57.92 feet; Thence South 46°54'43" East 207.08 feet; Thence South 4°48'52" East 80.56 feet; Thence South 52°06'24" East 77.66 feet; Thence North 18°48'33" East 73.12 feet; Thence North 68°56'44" East 44.73 feet; Thence South 82°10'43" East 33.93 feet; Thence South 88°09'53" East 116.54 feet; Thence South 68°09'04" East 54.53 feet; Thence South 37°38'16" East 43.55 feet; Thence South 75°50'11" East 53.27 feet; Thence North 81°48'08" East 43.74 feet to an intersection with the Easterly line of said Parcel 5; Thence along said Easterly line, South 2°40'08" West 19.05 feet to the point of beginning.

Above described parcel containing 13,658.80 Square feet, 0.31356 acres.

EXHIBIT "A"

TEMPORARY CONSTRUCTION EASEMENT

APN: 341-352-21

Parcel 4

See City of San Diego Drawing 19727-B.

Frederick R. LePage 11/18/2003  
Frederick R. LePage PLS 7524 Date  
Assoc. Land Surveyor, Field Engineering  
My Registration Expires 12/31/2003  
File: 19727B\_revised.wpd  
W.O. 526760 - 11/18/2003



**The City of San Diego  
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 2400414

ORIGINATING

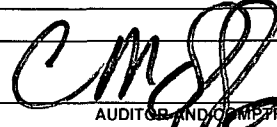
DEPT. NO.: 70

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: \$400,000.00 Fund: 79006

Purpose: To authorize the additional expenditure of funds for real estate acquisition purposes for the Mira Sorrento Place - Scranton Road Project

Date: October 14, 2003

By:   
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
1	0	30244	30244	107	4279	526760		79006		\$400,000.00
TOTAL AMOUNT										\$400,000.00

FUND OVERRIDE

**CERTIFICATION OF UNENCUMBERED BALANCE**

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \_\_\_\_\_

Vendor: \_\_\_\_\_

Purpose: \_\_\_\_\_

Date: \_\_\_\_\_

By: \_\_\_\_\_  
AUDITOR AND COMPTROLLER'S DEPARTMENT

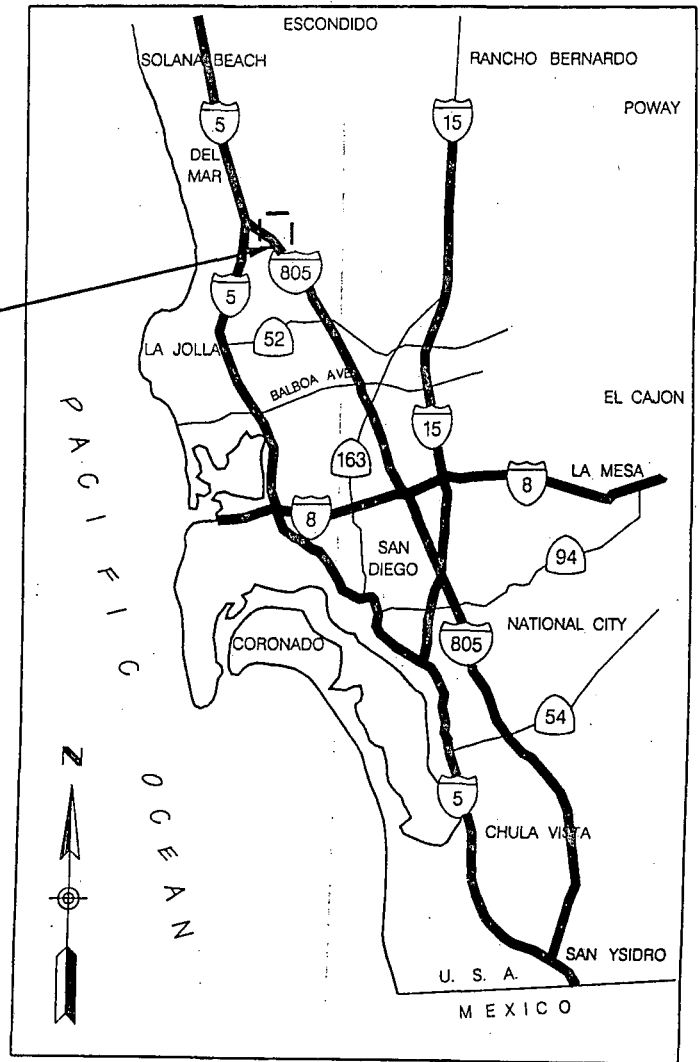
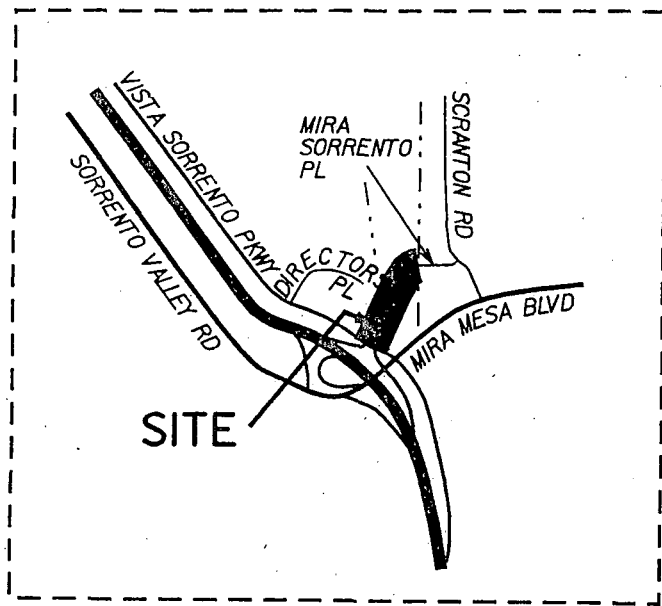
ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										

FUND OVERRIDE

R-298569

NOV 03 2003



VICINITY MAP  
NO SCALE

**OWNER**

OWNER: THE PAPILLION RETIREMENT TRUST, MICHAEL J. ZANGARI, TRUSTEE

**ASSESSOR PARCEL No.**

34I-010-04

**NOTE**

PRELIMINARY TITLE REPORT PREPARED BY  
CHICAGO TITLE COMPANY, ORDER No. 203038193 - U13,  
DATED 3/20/2000.

PARCEL	LEGAL DESC.	OWNER	PRESENT USE	ESTATE	ACQUISITION AREA (AC.-SQ.FT.)	OVERLAPPING BERED ESMT SQ.FT.	UNENCUMBERED AREA SQ.FT.
1	PORTION OF LOT 6 SECTION 5, T15S, R3W SBM	PAPILLION RETIREMENT TRUST MICHAEL J. ZANGARI, TRUSTEE	BUSINESS	FEE	1.26705-55,192.72	22,183.90	33,008.82
2				SLOPE EASEMENT	0.78647-34,258.58	18,526.53	15,732.05
3					1.17718-51,278.13	17,620.31	33,657.82
4				DRAINAGE EASEMENT	0.03644-1,587.33	0.00	1,587.33
5					0.11333-4,936.65	0.00	4,936.65
6				DRAINAGE EASEMENT	0.38035-16,568.18	2,691.44	13,876.74
7					0.14000-6,098.53	4,310.26	1,788.27
8					0.01090-474.91	449.94	24.97
9					0.00463-201.55	120.08	81.47
10					0.26793-11,671.17	4,224.10	7,447.07
11				TEMPORARY CONSTRUCTION EASEMENT	0.15376-6,697.82	5,049.19	1,648.63

**PREPARED BY:**

THE CITY OF SAN DIEGO ENGINEERING & CAPITAL PROJECTS DEPT., FIELD DIV, LAND SURVEY SECTION, UNDER THE DIRECTION OF  
FREDERICK R. LoPAGE, ASSOC. LAND SURVEYOR.



*Frederick R. LoPage 5/29/2003*  
FREDERICK R. LoPAGE P.L.S. 7524 DATE

RESOLUTION No.:

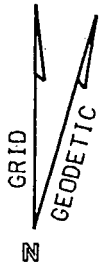
ADOPTED:

F/P:

RECORDED:

**RIGHT OF WAY ACQUISITION - MIRA SORRENTO PLACE  
THAT PORTION OF LOT 6 SECTION 5 T15S R3W SBM**

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W.O.
ORIGINAL	FRL				SHEET 1 OF 4 SHEET	526760
A CHANGE	FRL		11/18/03			
					<i>Frederick R. LoPage</i> FOR CITY ENGINEER	1905-6267 NAD 83 COORDINATES
					5-30-2003 DATE	264-1704 NAD 27 COORDINATES
						19726-1- B
STATUS						



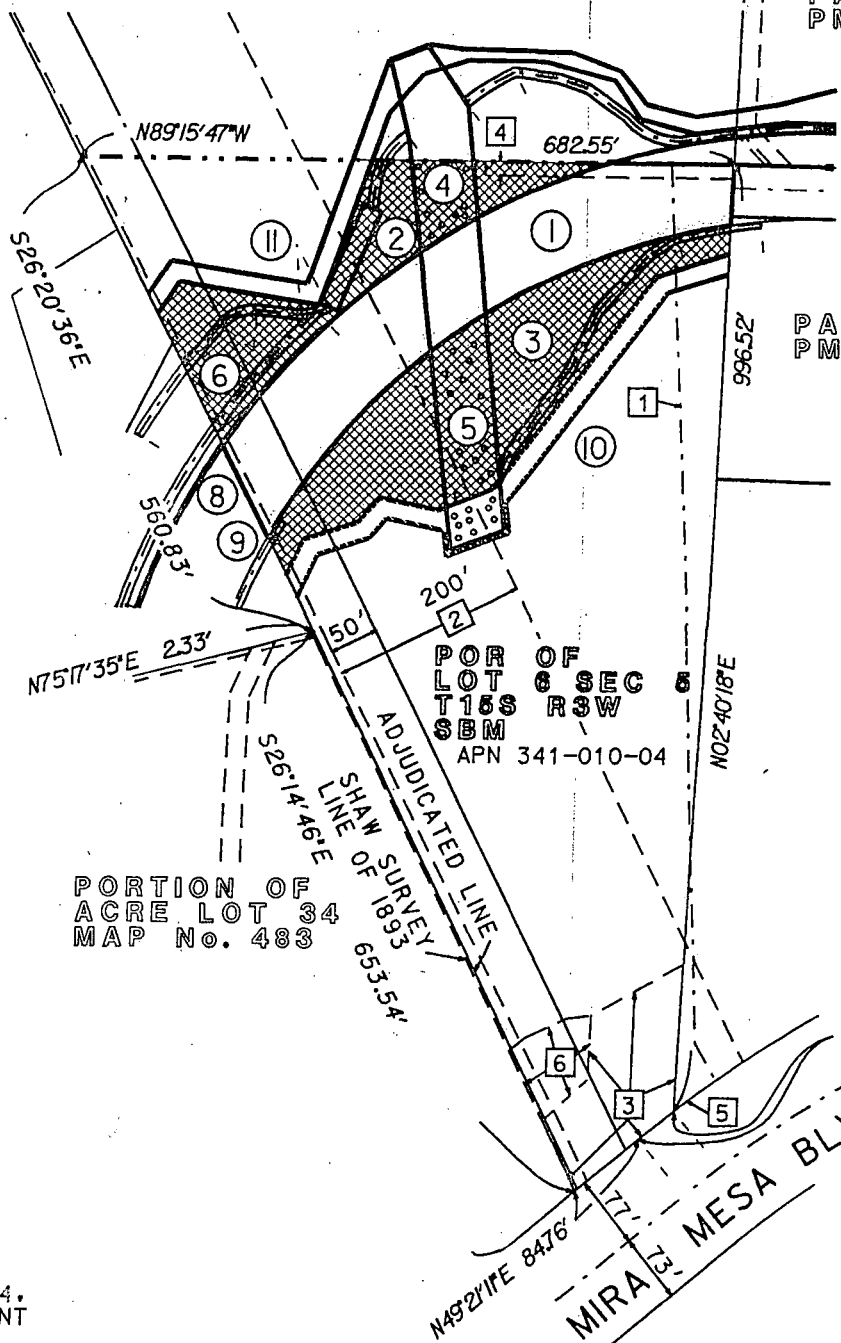
SCALE 1" = 200'  
 MAPPING ANGLE = -0°33'03.16"  
 STATION: GPS 198 (ROS 14492)

PARCEL 2  
 PM No. 18777

PARCEL 5  
 PM No. 17051

PARCEL 1  
 PM No. 15065

PARCEL 1  
 PM No. 15572



REFERENCES

MAPS 10260, 13604  
 PARCEL MAPS: 7870, 15572, 18777,  
 R.O.S. MAPS 3059, 7896, 14492  
 CITY OF SAN DIEGO SURVEY FIELD NOTES BY  
 LUTHER, 11/22/99, W.O. 526760, LC 264-1704

EASEMENT NOTES

- 1 INDICATES EXISTING EASEMENT TO SAN DIEGO GAS & ELECTRIC COMPANY PER DOCUMENT RECORDED OCTOBER 20, 1948, IN BOOK 6890, PAGE 371, O.R. (NO WIDTH GIVEN)
- 2 INDICATES EXISTING EASEMENT TO SAN DIEGO GAS & ELECTRIC COMPANY PER DOCUMENT No. 179867 RECORDED NOVEMBER 26, 1957 IN BOOK 6847, PAGE 544, O.R. AND RE-RECORDED JANUARY 2, 1982, PER DOCUMENT No. 147, IN BOOK 6890, PAGE 422, O.R.
- 3 INDICATES EXISTING SLOPE EASEMENT TO THE CITY OF SAN DIEGO PER FINAL ORDER OF CONDEMNATION No. 472121 PER FILE No. 86-197221, O.R., RECORDED MAY 19, 1986 AND FILE No. 86-252176, O.R., RECORDED JUNE 23, 1986.
- 4 INDICATES DRAINAGE FACILITIES EASEMENT GRANTED TO CITY OF SAN DIEGO PER DOCUMENT No. 89-058379, O.R., RECORDED FEBRUARY 2, 1989.
- 5 PAR A-1 -ABUTTERS RIGHT AS RELINQUISHED, AS DESCRIBED IN FINAL ORDER OF CONDEMNATION DOC. REC'D 11/16/1993 AS FILE No. 1993-0768380, O.R.
- 6 INDICATES EXISTING SLOPE EASEMENT TO THE CITY OF SAN DIEGO PER FINAL ORDER OF CONDEMNATION No. 651362-1 PER FILE No. 1993-0768380, O.R., RECORDED NOVEMBER 19, 1993.

EXISTING EASEMENT TO SAN DIEGO PIPELINE COMPANY PER DOCUMENT RECORDED SEPTEMBER 10, 1964, AS FILE No. 178916, O.R. THE LOCATION OF THIS RIGHT OF WAY IS NOT PLOTTABLE.

BASIS OF BEARINGS

FOR THIS DRAWING IS FROM GPS 0100 (AERO DRIVE BASE STATION) AND GPS 0198 AS SHOWN ON RECORD OF SURVEY MAP No. 14492, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, BOTH GPS STATIONS BEING NAD 83 FEET, ZONE 6, (EPOCH 91.35)

Bearing N40°17'13"E

PREPARED BY:

THE CITY OF SAN DIEGO ENGINEERING & CAPITAL PROJECTS DEPT., FIELD DIV, LAND SURVEY SECTION, UNDER THE DIRECTION OF FREDERICK R. LoPAGE, ASSOC. LAND SURVEYOR.

*Frederick R. LoPage* 5/29/2003  
 FREDERICK R. LoPAGE P.L.S. 7524 DATE



RESOLUTION No.:

ADOPTED:

F/P:

RECORDED:

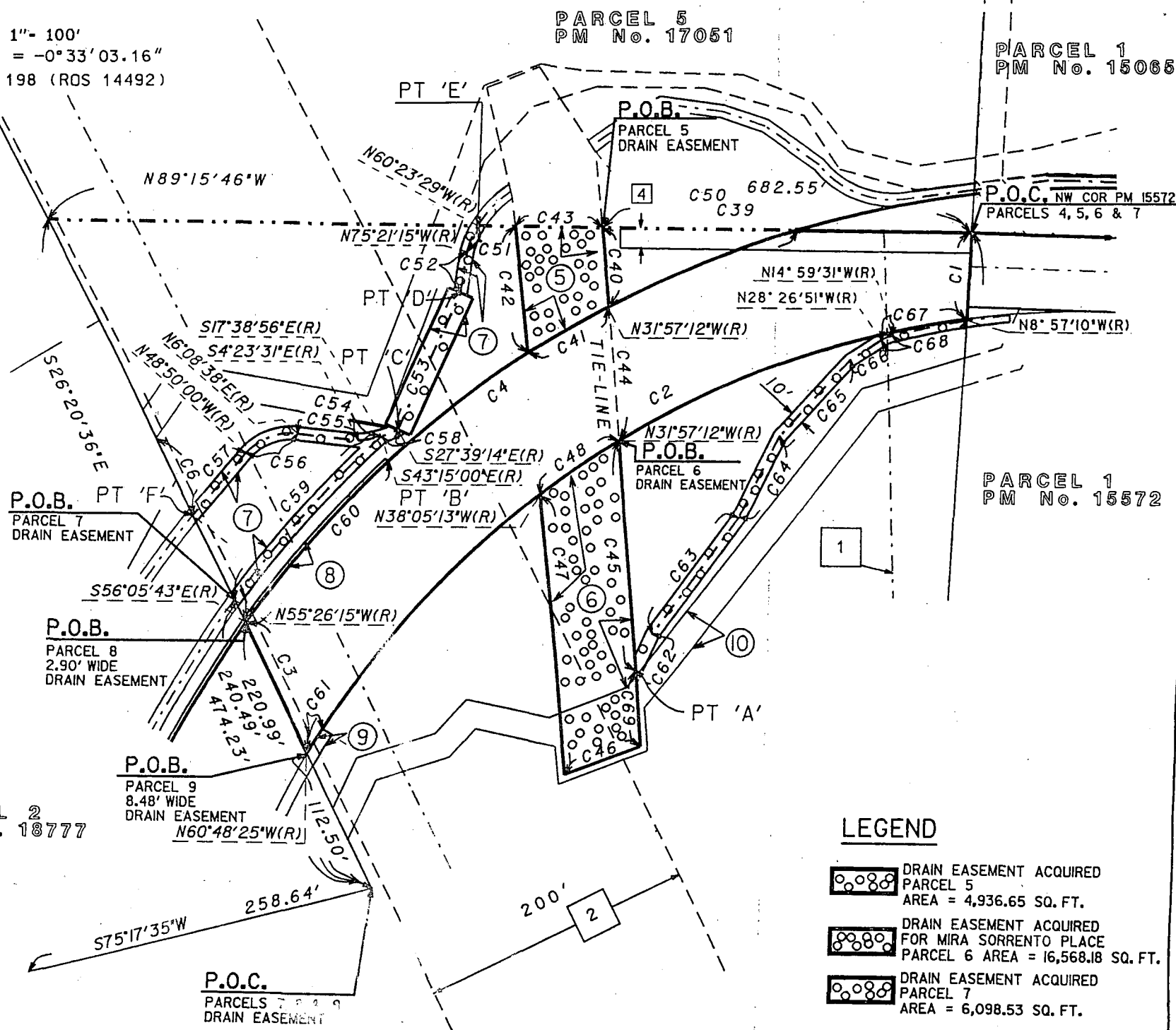
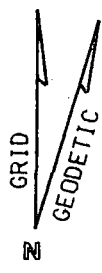
RIGHT OF WAY ACQUISITION - MIRA SORRENTO PLACE  
 THAT PORTION OF LOT 6 SECTION 5 T15S R3W SBM

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	
ORIGINAL	FRL				SHEET 2 OF 4 SHEET	
					<i>Victoria E. O'Leary</i>	W.O. 526760
					FOR CITY ENGINEER	1905-6267
					DATE 5-30-2003	NAD 83 COORDINATES
						264-1704
						NAD 27 COORDINATES
						19726-2-B
STATUS						





SCALE 1" = 100'  
 MAPPING ANGLE = -0°33'03.16"  
 STATION: GPS 198 (ROS 14492)



**LEGEND**

- DRAIN EASEMENT ACQUIRED PARCEL 5 AREA = 4,936.65 SQ. FT.
- DRAIN EASEMENT ACQUIRED FOR MIRA SORRENTO PLACE PARCEL 6 AREA = 16,568.18 SQ. FT.
- DRAIN EASEMENT ACQUIRED PARCEL 7 AREA = 6,098.53 SQ. FT.
- DRAIN EASEMENT ACQUIRED FOR MIRA SORRENTO PLACE PARCEL 8 AREA = 474.91 SQ. FT.
- DRAIN EASEMENT ACQUIRED PARCEL 9 AREA = 201.55 SQ. FT.

P.O.C. POINT OF COMMENCEMENT  
 P.O.B. POINT OF BEGINNING

RADIUS	BEARING/Δ	LENGTH	RADIUS	BEARING/Δ	LENGTH				
C39	N89°15'46"W	273.21'	C54	75.00'	17.35'				
C40	S5°13'53"E	59.84'	C55	N83°22'22"W	45.23'				
C41	746.00'	5°20'24"	69.53'	C56	44.00'	54°58'38"	42.22'		
C42	N6°12'01"W	96.91'	C57	S39°05'22"W	59.88'				
C43	S89°15'46"E	64.52'	C58	75.00'	10°00'18"	13.10'			
C44	S5°13'53"E	161.15'	C59	766.00'	12°11'15"	162.94'			
C45	S5°13'53"E	171.66'	C60	746.00'	12°16'58"	159.92'			
C46	S68°51'02"W	59.45'	C61	654.00'	2°59'59"	34.24'			
C47	N6°12'01"W	210.82'	C62	N23°51'22"E	29.11'				
C48	654.00'	6°08'01"	70.01'	C63	N35°23'46"E	107.64'			
C49	N26°20'36"W	45.19'	C64	N35°20'16"E	67.32'				
C50	N89°15'46"W	365.52'	C65	N41°49'13"E	76.81'				
C51	80.56'	14°57'46"	21.04'	C66	N56°13'17"E	27.15'			
C52	N7°39'07"E	31.81'	C67	19°5'35"	8.41'				
C53	N23°16'44"E	112.85'	C68	540.10'	6°01'12"	56.75'			
						C69		S5°13'53"E	57.59'

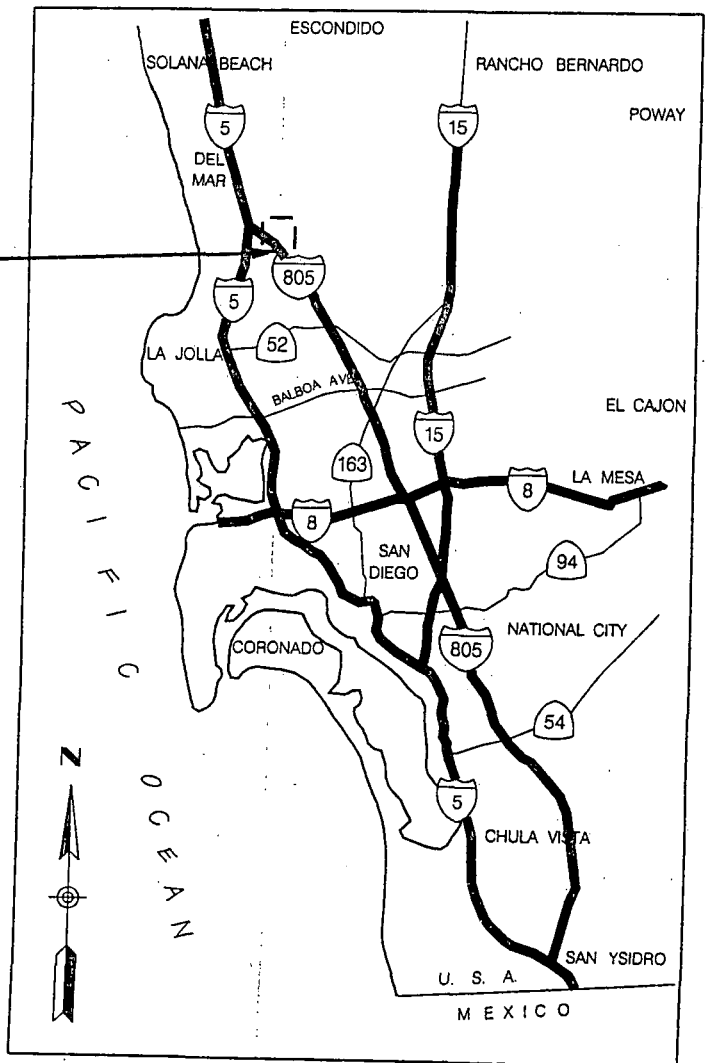
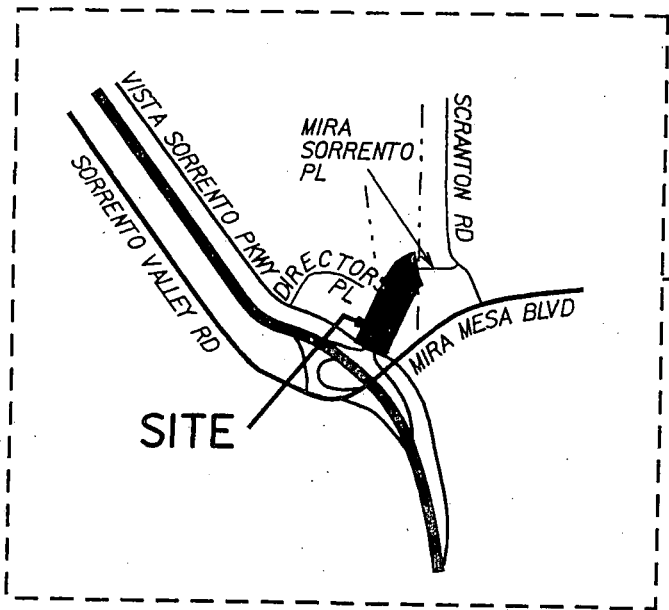
PREPARED BY:  
 THE CITY OF SAN DIEGO ENGINEERING & CAPITAL PROJECTS DEPT., FIELD DIV, LAND SURVEY SECTION, UNDER THE DIRECTION OF  
 FREDERICK R. LOPAGE, ASSOC. LAND SURVEYOR.  
*Frederick R. Løpage* 5/29/2003  
 FREDERICK R. LOPAGE P.L.S. 7524 DATE



RESOLUTION No.: \_\_\_\_\_  
 ADOPTED: \_\_\_\_\_  
 F/P: \_\_\_\_\_  
 RECORDED: \_\_\_\_\_

**RIGHT OF WAY ACQUISITION - MIRA SORRENTO PLACE**  
 THAT PORTION OF LOT 6 SECTION 5 T15S R3W SBM

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W.O.
ORIGINAL	FRL				SHEET 4 OF 4 SHEET	526760
					<i>Frederick R. Løpage</i> FOR CITY ENGINEER	1905-6267
					5-30-2003	NAD 83 COORDINATES
					DATE	264-1704
						NAD 27 COORDINATES
						19726-4- B
					STATUS	



**OWNER**

OWNER: JOHN FRANKLIN HEIN

**ASSESSOR PARCEL No.**

34I-352-2I

**BASIS OF BEARINGS**

FOR THIS DRAWING IS FROM GPS 0100 (AERO DRIVE BASE STATION) AND GPS 0198 AS SHOWN ON RECORD OF SURVEY MAP No. 14492, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY. BOTH GPS STATIONS BEING NAD 83 FEET, ZONE 6, (EPOCH 91.35)

Bearing N40° 17' 13" E

VICINITY MAP  
NO SCALE

**REFERENCES**

MAP 10260  
PARCEL MAP: 15065, 17051, 18353  
R.O.S. MAPS 7896, 14492  
CITY OF SAN DIEGO SURVEY FIELD NOTES BY LUTHER, 11/22/99, W.O. 526760, LC 264-1704

**NOTE**

PRELIMINARY TITLE REPORT PREPARED BY CHICAGO TITLE COMPANY, ORDER No. 203039194 - UI3 DATED 3/20/2000.

PARCEL	LEGAL DESC.	OWNER	PRESENT USE	ESTATE	ACQUISITION AREA (AC.-SQ.FT.)	OVERLAPPING ESMT SQ.FT.	UNENCUMBERED AREA SQ.FT.
1	PARCEL 5 OF PM 17051	JOHN F. HEIN		FEE	0.00062-26.99	26.99	0.00
2				SLOPE EASEMENT	0.35064-15,273.88	0.00	15,273.88
3				DRAIN EASEMENT	0.23933-10,425.28	6,482.96	3,942.32
4				TEMPORARY CONSTRUCTION EASEMENT	0.31356-13,658.80	4,687.05	8,971.75

**PREPARED BY:**

THE CITY OF SAN DIEGO ENGINEERING & CAPITAL PROJECTS DEPT., FIELD DIV, LAND SURVEY SECTION, UNDER THE DIRECTION OF

FREDERICK R. LoPAGE, ASSOC. LAND SURVEYOR.

*Frederick R. LoPage* 5/29/2003  
FREDERICK R. LoPAGE P.L.S. 7524 DATE



RESOLUTION No.:

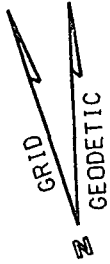
ADOPTED:

F/P:

RECORDED:

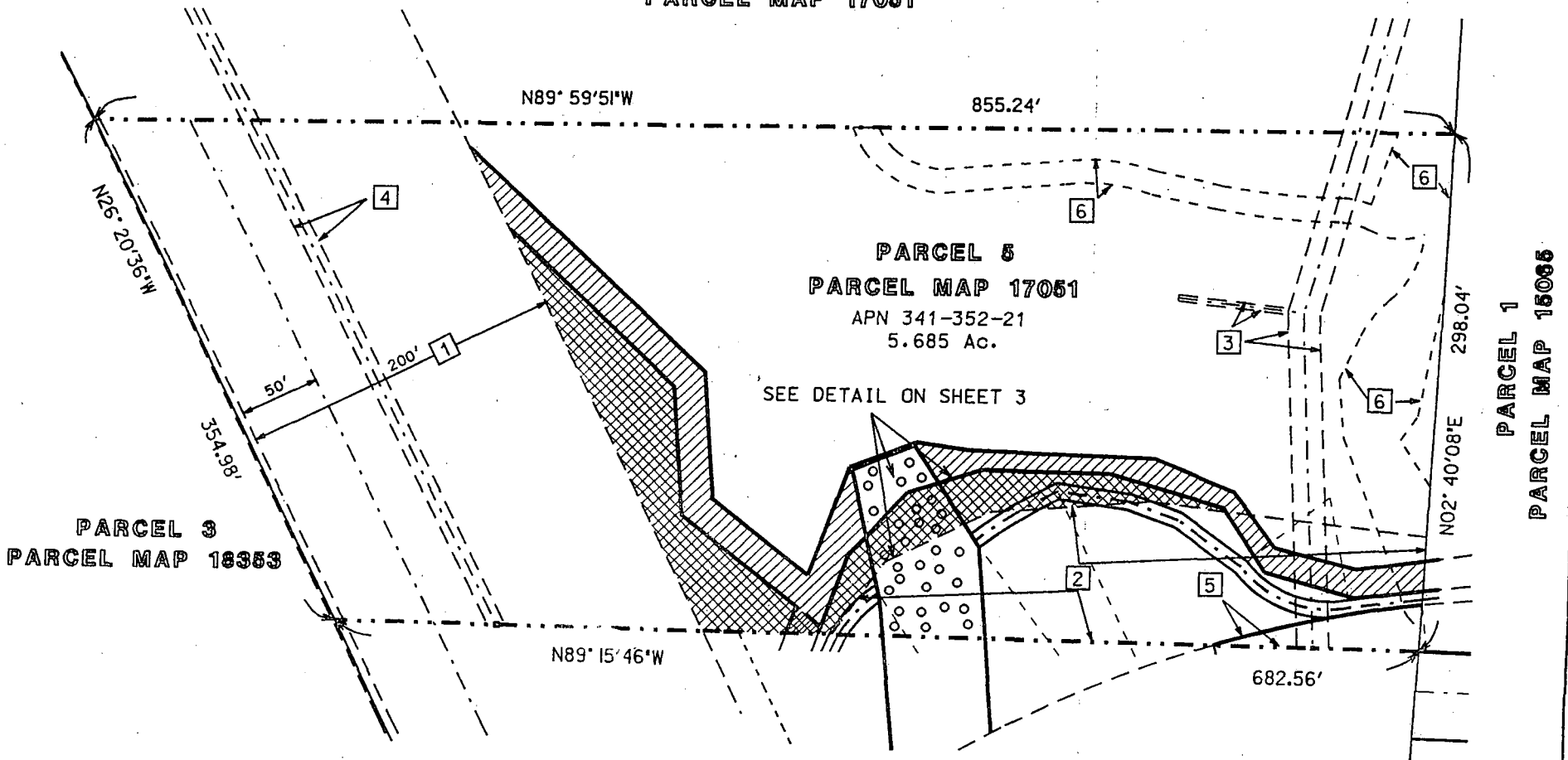
**RIGHT OF WAY ACQUISITION - MIRA SORRENTO PLACE  
THAT PORTION OF PARCEL 5 OF PARCEL MAP No. 17051**

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W.O.
ORIGINAL	FRL				SHEET 1 OF 4 SHEET <i>Frederick R. LoPage</i> FOR CITY ENGINEER	526760
CHANGE	FRL		11/18/03			5-30-2003 DATE
						264-1704 NAD 27 COORDINATES
						19727-1- B
STATUS						



SCALE 1" = 100'  
 MAPPING ANGLE = -0°33'03.16"  
 STATION: GPS 198 (RGS 14492)

PARCEL 4  
 PARCEL MAP 17051



LOT 6 SEC 5 T 15 S R 3 W

EASEMENT NOTES

- 1 INDICATES EXISTING EASEMENT TO SAN DIEGO GAS & ELECTRIC COMPANY PER DOCUMENT No. 149742 RECORDED SEPTEMBER 11, 1958 IN BOOK 7251, PAGE 267, O.R.
  - 2 INDICATES EXISTING SLOPE EASEMENT GRANTED TO THE CITY OF SAN DIEGO PER PARCEL MAP No. 17051
  - 3 INDICATES EXISTING EASEMENT TO SAN DIEGO GAS & ELECTRIC COMPANY PER DOCUMENT RECORDED FEBRUARY 14, 1984, AS FILE No. 84-055450, O.R.
  - 4 INDICATES EXISTING 10' RIGHT OF WAY FOR PIPELINE PURPOSES PER DOCUMENT RECORDED OCTOBER 16, 1985, AS FILE No. 85-384060, O.R.
  - 5 INDICATES EXISTING RESERVATION FOR A FUTURE STREET GRANTED OVER A PORTION OF PAR 5, PER PM 17051
  - 6 INDICATES EXISTING NONEXCLUSIVE PEDESTRIAN PATH EASEMENT TO THE RESIDENTIAL DEVELOPER, THE HOMEOWNERS ASSOCIATION AND ITS MEMBERS PER DOCUMENT No. 1997-0023698 O.R., RECORDED JANUARY 17, 1997.
- EXISTING EASEMENT FOR STORM DRAIN FACILITIES GRANTED TO THE CITY OF SAN DIEGO IS UNRECORDED, BUT DISCLOSED TO TICOR TITLE INSURANCE COMPANY. THE LOCATION OF SAID EASEMENT IS NOT PLOTTED ON THIS DRAWING.

PREPARED BY:

THE CITY OF SAN DIEGO ENGINEERING & CAPITAL PROJECTS DEPT., FIELD DIV, LAND SURVEY SECTION, UNDER THE DIRECTION OF FREDERICK R. LoPAGE, ASSOC. LAND SURVEYOR.

*Frederick R. LoPage 5/29/2003*  
 FREDERICK R. LoPAGE P.L.S. 7524 DATE



RESOLUTION No.: \_\_\_\_\_

ADOPTED: \_\_\_\_\_

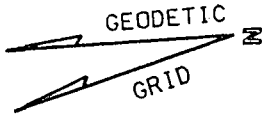
F/P: \_\_\_\_\_

RECORDED: \_\_\_\_\_

RIGHT OF WAY ACQUISITION - MIRA SORRENTO PLACE  
 THAT PORTION OF PARCEL 5 OF PARCEL MAP No. 17051

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	
ORIGINAL	FRL				SHEET 2 OF 4 SHEET	W.O. 526760
					<i>Frederick R. LoPage</i> FOR CITY ENGINEER	1905-6267 NAD 83 COORDINATES
					5-30-2003 DATE	264-1704 NAD 27 COORDINATES
						19727-2- B
STATUS						





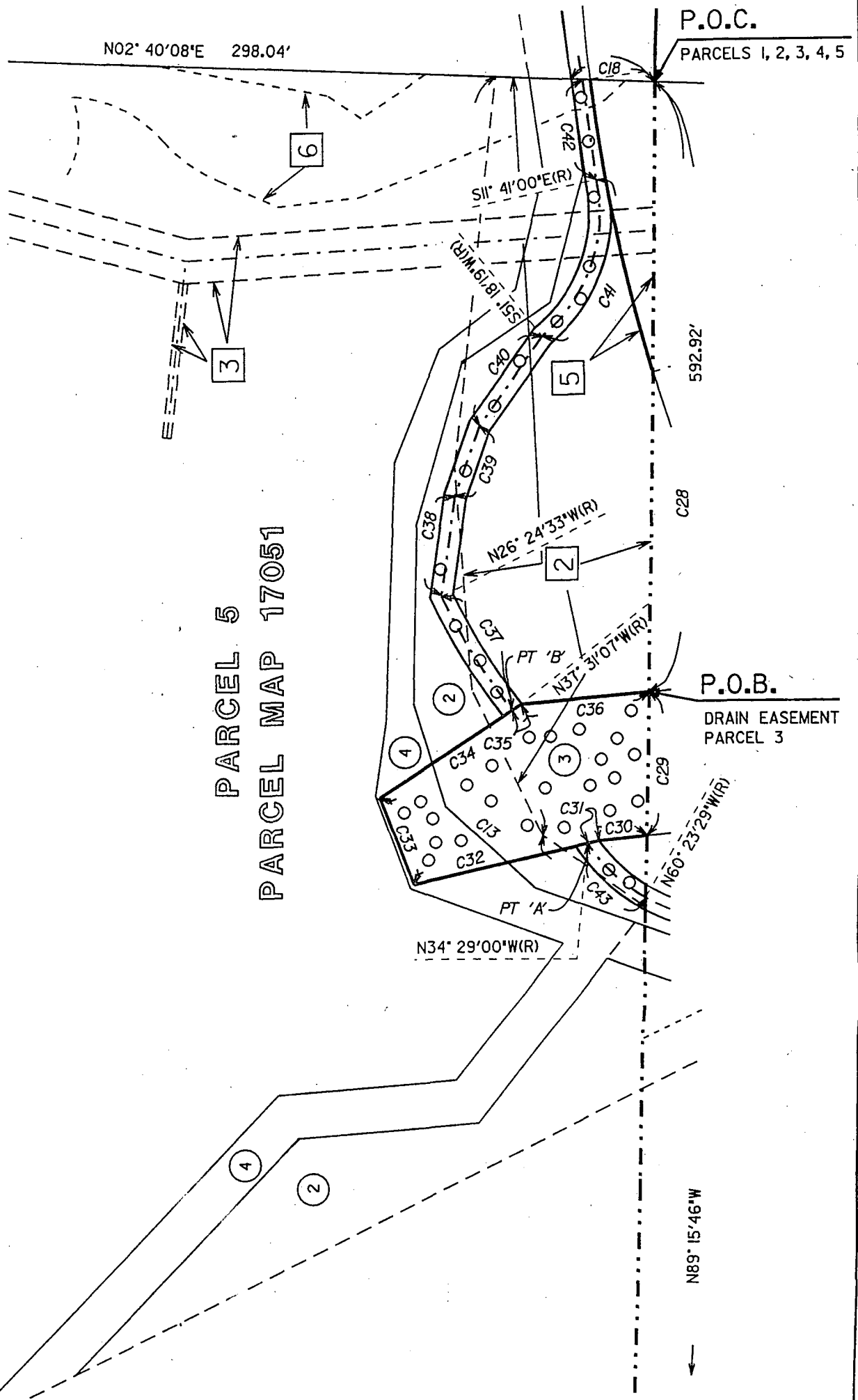
SCALE 1" = 80'  
 MAPPING ANGLE = -0°33'03.16"  
 STATION: GPS 198 (ROS 14492)

**LEGEND**

- DRAIN EASEMENT ACQUIRED PARCEL 3  
AREA = 10,425.28 SQ. FT.
- P.O.B. POINT OF BEGINNING
- P.O.C. POINT OF COMMENCEMENT

**DATA TABLE**

	Δ BEARING	LENGTH	RADIUS
C28	N89°15'46"W	273.16'	
C29	N89°15'46"W	64.51'	
C30	N 6°12'01"W	21.99'	
C31	N13°01'17"W	5.08'	
C32	N13°01'17"W	36.81'	
C33	N68°08'08"E	42.04'	
C34	S33°16'29"E	43.07'	
C35	S33°16'29"E	4.98'	
C36	S 5°13'53"E	57.72'	
C37	Δ-1°06'34"	60.56'	312.33'
C38	S82°04'53"E	45.66'	
C39	S70°49'42"E	33.31'	
C40	S54°36'43"E	49.19'	
C41	Δ-62°59'19"	77.55'	70.54'
C42	S54°36'43"E	45.93'	
C43	Δ-25°54'29"	36.43'	80.56'



**PREPARED BY:**

THE CITY OF SAN DIEGO ENGINEERING & CAPITAL PROJECTS DEPT., FIELD DIV, LAND SURVEY SECTION, UNDER THE DIRECTION OF FREDERICK R. LePAGE, ASSOC. LAND SURVEYOR.

*Frederick R. LePage* 5/29/2003  
 FREDERICK R. LePAGE P.L.S. 7524 DATE



RESOLUTION No.: \_\_\_\_\_

ADOPTED: \_\_\_\_\_

F/P: \_\_\_\_\_

RECORDED: \_\_\_\_\_

**RIGHT OF WAY ACQUISITION - MIRA SORRENTO PLACE  
 THAT PORTION OF PARCEL 5 OF PARCEL MAP No. 17051**

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W.O. 526760
ORIGINAL	FRL				SHEET 4 OF 4 SHEET	1905-6267
					<i>John E. Cole</i> FOR CITY ENGINEER	NAD 83 COORDINATES
					5-30-2003	264-1704
					DATE	NAD 27 COORDINATES
						19727-4- B
					STATUS	

EXHIBIT A



RECYCLED PAPER MADE FROM 20% POST CONSUMER CON

**EXHIBIT B**



RECYCLED PAPER MADE FROM 20% POST CONSUMER