

RESOLUTION NUMBER R- 299066

(A)

ADOPTED ON APR 12 2004

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

WHEREAS, the affected property owner has requested the vacation of slope easements in Lots 1, 2 and 6 of La Jolla Commons Map No. 14466 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 slope easements either for the public purpose, for which the easements were 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 vacations are consistent with the General Plan or an approved Community Plan; and

(d) the public facility or purpose for which the easements were 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 slope easements located within Lots 1, 2 and 6 of La Jolla Commons Map No. 14466, as more particularly described in the legal descriptions marked as Exhibit "A1," Exhibit "A2," and Exhibit "A3," and shown on Drawing Nos. 19986-1-B, and 19986-2-B,

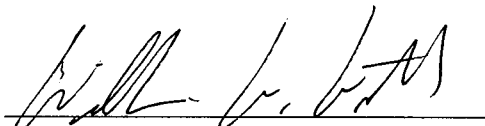
marked as Exhibit "B-1," and "B-2," and on file in the office of the City Clerk as Document Nos.

RR- 299066-1, RR- 299066-2, RR- 299066-3 RR- 299066-4 and

RR- 299066-5, which are by this reference incorporated herein and made a part hereof, is ordered vacated.

2. That the City Clerk shall 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:pev  
3/29/04  
Or.Dept: DSD  
WO 410428  
Drw No.: 19986-1-2-B  
R-2004-1021

**EXHIBIT "A1"**  
LEGAL DESCRIPTION  
SLOPE EASEMENT VACATION


PARCEL "A" AND "B":

ALL OF THAT EXISTING SLOPE EASEMENT GRANTED PER DOCUMENT RECORDED JULY 1, 1993 AS FILE PAGE 1993-0421889, OFFICIAL RECORDS WITHIN LOT 6 OF LA JOLLA COMMONS MAP 14466, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, VACATED.

CONTAINS 0.083 ACRE (MORE OR LESS)

DWG. NO. 19986-1-B  
W.O. # 410428  
A# 02-642



  
\_\_\_\_\_  
JOHN D. LEPPERT  
RCE 26283  
EXP. DATE 03-31-06

11-13-03  
DATE

**EXHIBIT "A2"**  
LEGAL DESCRIPTION  
SLOPE EASEMENT VACATION

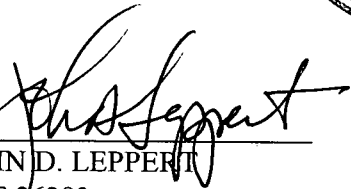
PARCEL "C":

ALL OF THAT EXISTING SLOPE EASEMENT GRANTED PER DOCUMENT RECORDED  
DECEMBER 2, 1970 AS FILE PAGE 1970-220037, OFFICIAL RECORDS WITHIN LOT 1 AND  
LOT 2 OF LA JOLLA COMMONS MAP 14466, IN THE CITY OF SAN DIEGO, COUNTY OF  
SAN DIEGO, STATE OF CALIFORNIA, VACATED.

CONTAINS 0.27983 ACRE (MORE OR LESS).

DWG. NO. 19986-2-B  
W.O. # 410428  
A# 02-642



  
\_\_\_\_\_  
JOHN D. LEPPERT  
RCE 26283  
EXP. DATE 03-31-06

11-13-03  
DATE

R. 299066-2

**EXHIBIT "A3"**  
LEGAL DESCRIPTION  
SLOPE EASEMENT VACATION


PARCEL "D":

ALL OF THAT EXISTING SLOPE EASEMENT GRANTED PER DOCUMENT RECORDED JUNE 25, 1975 AS FILE PAGE 1975-161524, OFFICIAL RECORDS WITHIN LOT 2 OF LA JOLLA COMMONS MAP 14466, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, VACATED.

CONTAINS 0.35534 ACRE (MORE OR LESS).

DWG. NO. 19986-2-B  
W.O. # 410428  
A# 02-642



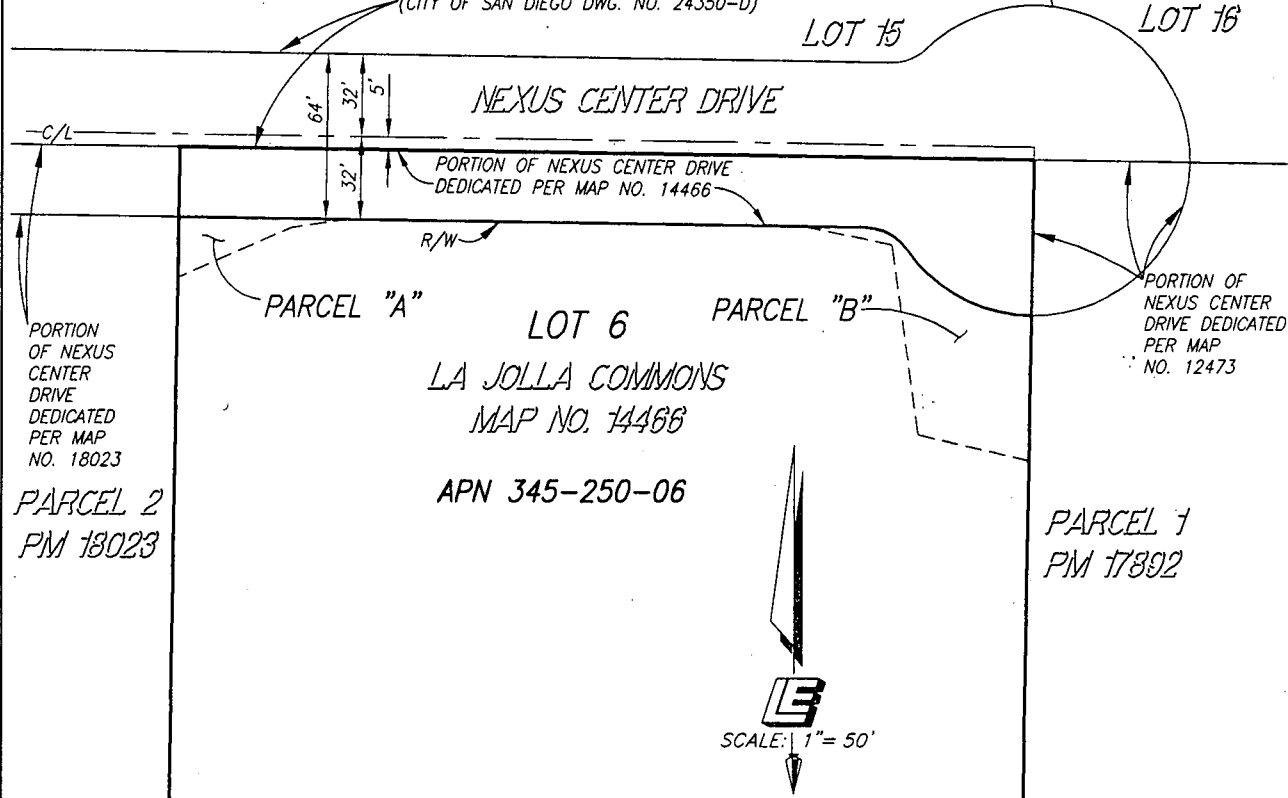
  
\_\_\_\_\_  
JOHN D. LEPPERT  
RCE 26283  
EXP. DATE 03-31-06

11-13-03  
DATE

# EXHIBIT B-1

EASTGATE  
TECHNOLOGY  
PARK UNIT NO. 3  
MAP NO. 12844  
LOT 15  
LOT 16

PORTION OF NEXUS CENTER DRIVE DEDICATED PER  
DOC. RECORDED 10-18-1989 AS F/P NO. 89-56534, O.R.;  
(CITY OF SAN DIEGO DWG. NO. 24350-D)



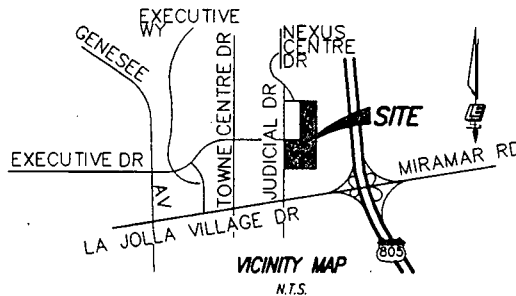
**REFERENCE DRAWINGS**

MAP NO. 14466

PARCEL "A" - EXISTING SLOPE EASEMENT GRANTED PER  
DOCUMENT RECORDED 7-1-1993, F/P 1993-0421889, O.R.,  
VACATED.  
CONTAINS 0.01429 ACRE

PARCEL "B" - EXISTING SLOPE EASEMENT GRANTED PER  
DOCUMENT RECORDED 7-1-1993, F/P 1993-0421889, O.R.,  
VACATED.  
CONTAINS 0.06838 ACRE

R/W INDICATES RIGHT-OF-WAY LINE



*John D. Leppert*  
11-14-03  
JOHN D. LEPPERT  
RCE 26283 EXP. DATE 3-31-06

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

**SLOPE EASEMENT VACATIONS: IN LOT 6 OF LA JOLLA COMMONS MAP NO. 14466**

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W.O. NO.
ORIGINAL	LEC				SHEET 1 OF 4 SHEETS	A# 02-642 410428
					<i>John D. Leppert</i> FOR CITY ENGINEER	1898-6265 CCS 83 COORDINATES
					11-20-03 DATE	258-1705 LAMBERT COORDINATES
						19986-1-B
STATUS						

R-299066-4

# EXHIBIT B -2

## REFERENCE DRAWINGS

MAP NO. 14466  
 DWG. NO. 12273-B  
 DWG. NO. 11899-D

APN 345-250-01

EXISTING SLOPE EASEMENT  
 GRANTED PER DOCUMENT  
 RECORDED 4-19-1970,  
 F/P 1970-66610, O.R.

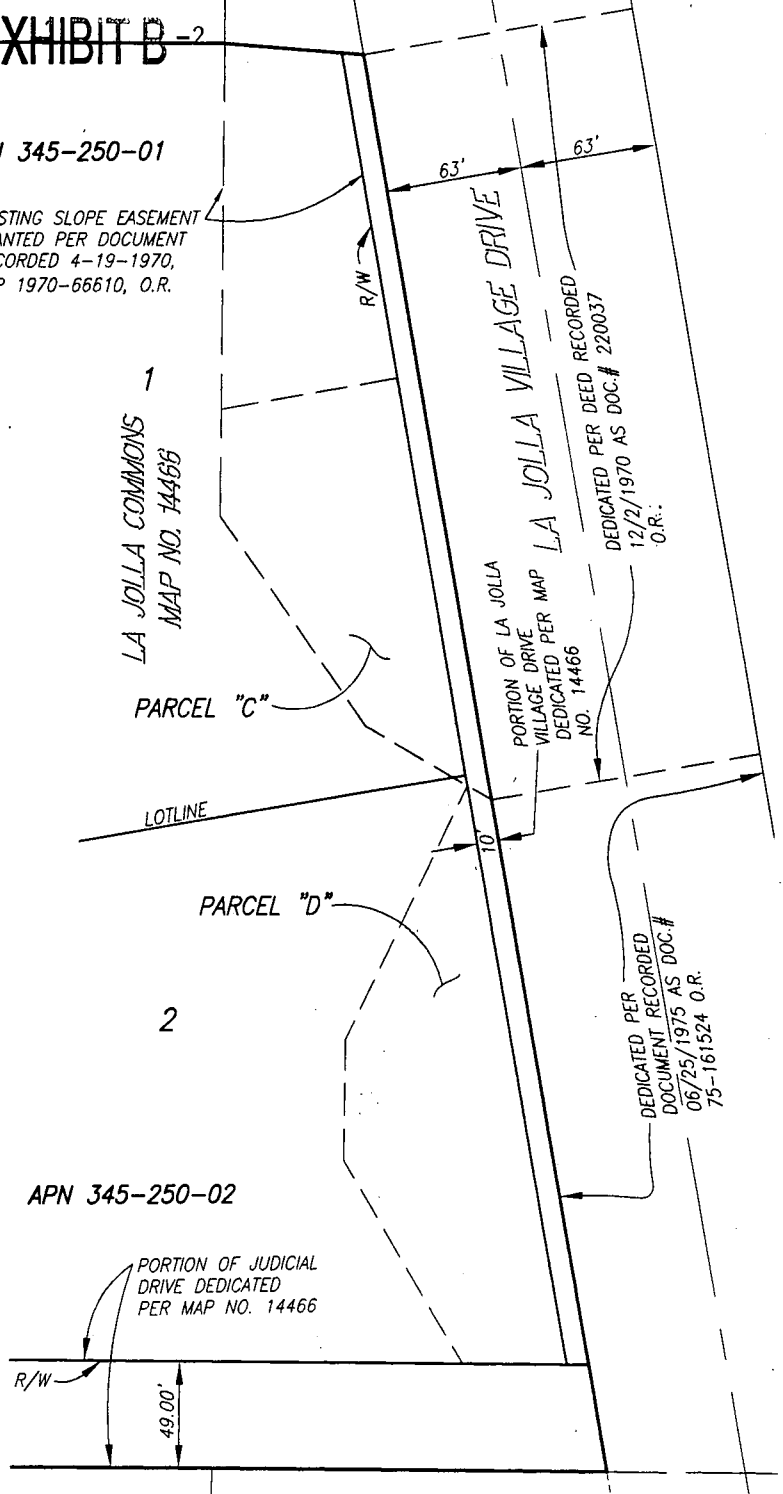
PARCEL "C" - EXISTING SLOPE  
 EASEMENT GRANTED PER DOCUMENT  
 RECORDED 12-2-1970,  
 F/P 1970-220037, O.R., VACATED.  
 CONTAINS 0.27983 ACRE

PARCEL "D" - EXISTING SLOPE  
 EASEMENT GRANTED PER DOCUMENT  
 RECORDED 6-25-1975,  
 F/P 1975-161524, O.R., VACATED.  
 CONTAINS 0.35534 ACRE

R/W INDICATES RIGHT-OF-WAY LINE

APN 345-250-02

PORTION OF JUDICIAL  
 DRIVE DEDICATED  
 PER MAP NO. 14466



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

### SLOPE EASEMENT VACATIONS: IN LOTS 1 AND 2 OF LA JOLLA COMMONS MAP NO. 14466

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA SHEET 2 OF 4 SHEETS	W.O. # NO.
ORIGINAL	LEC				<i>La Henning</i> 11-20-03 FOR CITY ENGINEER	A# 02-642 410428
						1898-6265 CCS 83 COORDINATES
						258-1705 LAMBERT COORDINATES
						19986-2-B
STATUS						

R-299066-5