

RESOLUTION NUMBER R- 300149

ADOPTED ON FEB 28 2005

WHEREAS, California Streets and Highways Code section 8330 et seq. and San Diego Municipal Code section 125.1001 et seq. 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 drainage easement within a portion of Pueblo Lot 1119 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 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 vacations 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:

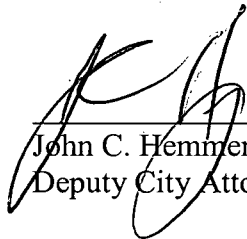
1. That the drainage easement located within a portion of Pueblo Lot 1119 as more particularly described in the legal description marked as Exhibit "A" and as shown on Drawing No. 20209-B, marked as Exhibit "B," and on file in the office of the City Clerk as Document

Nos. RR-300149-1, and RR- 300149-2 which are by this reference incorporated herein and made a part hereof, are 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: MICHAEL J. AGUIRRE, City Attorney

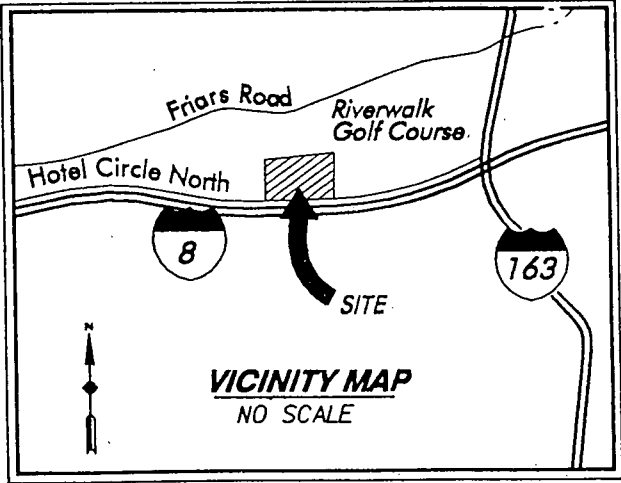
By



John C. Hemmerling
Deputy City Attorney

JCH:als
02/15/05
W.O.422569 PTS No.31292
DWG. No: 20209-B
Or.Dept:DSD
R-2005-826
MMS#1413

DRAINAGE EASEMENT VACATION



W.O. # 422569 PTS NO. 31292

R 300149

J-14467

EXHIBIT "A"
DRAINAGE EASEMENT VACATION

That portion of Pueblo Lot 1119 of the Pueblo Lands of the City of San Diego made by James Pascoe in 1870, a copy of which said Map was filed in the Office of the County Recorder of San Diego County, November 1, 1921 and is known as Miscellaneous Map No. 36 and as shown on Record of Survey Map No. 6238, recorded May 27, 1963 in the Office of the County Recorder of San Diego County, all in the City of San Diego, County of San Diego, State of California, being more particularly described as follows:

Beginning at the Southwesterly corner of said Record of Survey Map No. 6238, said point being the beginning of a non-tangent 2972.00 foot radius curve concave Northerly, to which a radial line bears South 04°08'58" East; thence along the Southerly line of said Record of Survey Easterly along the arc of said curve through a central angle of 10°15'52" a distance of 532.43 feet; thence continuing along said Southerly line North 75°35'10" East 97.75 feet to the TRUE POINT OF BEGINNING, said point being on the sideline of that drainage easement to the State of California recorded October 9, 1943 in Book 1573, Page 177 of Official Records, passed to the City of San Diego per Book 2019, Page 96, recorded December 15, 1969 of Official Records; thence leaving said Southerly line along the sideline of said drainage easement North 61°10'50" West (North 61°42' West, Record) 58.58 feet; thence along the Northwesterly sideline of said drainage easement North 28°49'10" East (North 28°18'00" East, Record) 60.00 feet; thence along the Northeasterly sideline of said drainage easement South 61°10'50" East (South 61°42'00" East, Record) 60.18 feet to the Easterly line of Parcel 2 of Document No. 2003-0919887, Recorded July 31, 2003 of Official Records; thence along said Easterly line South 00°13'54" West (South 00°17'50" East, Record) 44.05 feet to the Southerly line of said Record of Survey Map No. 6238; thence along said Southerly line South 75°35'10" West 31.13 feet to the TRUE POINT OF BEGINNING.

Containing 0.097 acres, more or less.

Jeffrey J. Safford

Jeffrey J. Safford, L.S. 6703

W.O. No. 422569
PTS 31292
Dwg. No. 20209-B

Jb/14467.002


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EXHIBIT "B"

LEGEND

-  INDICATES DRAINAGE EASEMENT GRANTED PER DOC. REC. 10-9-43, BK 1573, PG 177, O.R. VACATED CONTAINING 0.097 ACRES
- (R) INDICATES RADIAL BEARING
- T.P.O.B. INDICATES TRUE POINT OF BEGINNING
- P.O.B. INDICATES POINT OF BEGINNING
- () INDICATES RECORD DATA PER DEED REC. 7-31-2003, DOC. NO. 2003-0919887 O.R.
- [] INDICATES RECORD DATA PER DOC REC. 10-9-1943, IN BOOK 1573, PAGE 177, O.R.

EASEMENTS

- (A) EXISTING 8' SDG&E EASEMENT REC 5-5-53, BK 4845 PG 316, O.R.
- (B) EXISTING 8' STREET DEDICATION REC. 5-7-63 AS F/P 79076
- (C) EXISTING SDG&E EASEMENT REC 11-24-53, BK 5057 PG 189, O.R.

BASIS OF BEARINGS

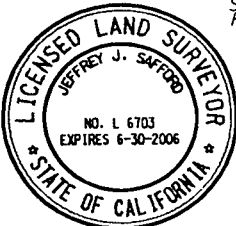
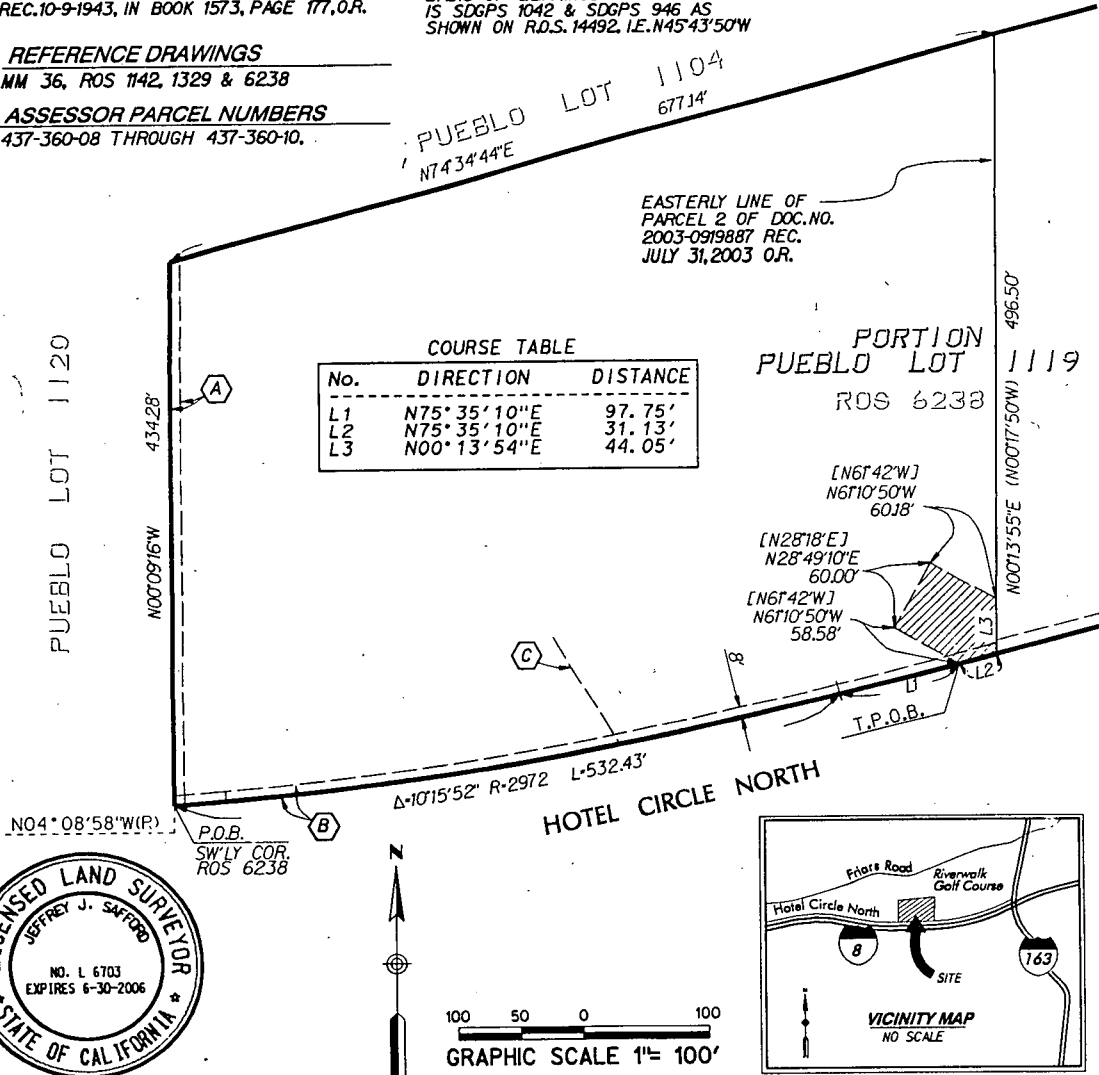
BASIS OF BEARINGS FOR THIS PLAT IS SDGPS 1042 & SDGPS 946 AS SHOWN ON R.D.S. 14492, I.E. N45°43'50"W

REFERENCE DRAWINGS

MM 36, ROS 142, 1329 & 6238

ASSESSOR PARCEL NUMBERS

437-360-08 THROUGH 437-360-10.



RICK ENGINEERING COMPANY
 Jeffrey J. Safford
 L.S. 6703
 DATE: Sept. 15, 2004

DRAINAGE EASEMENT VACATION- IN A PORTION OF PUEBLO LOT 1119

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	P.T.S. NO.
ORIGINAL	J.T.	[Signature]	10/18/04		SHEET 1 OF 1 SHEET	31292
					[Signature]	422569
					FOR CITY ENGINEER	1856 - 6273
					DATE	CCS NAD 83 COORDINATES
						216 - 1713
						LAMBERT COORDINATES
						20209 -B

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