

RESOLUTION NUMBER R- 308571

DATE OF FINAL PASSAGE NOV 05 2013

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE PUBLIC INTEREST AND NECESSITY REQUIRE ACQUISITION OF REAL PROPERTY INTERESTS (PERMANENT PUBLIC STREET EASEMENTS AND TEMPORARY CONSTRUCTION EASEMENTS) FOR THE MIRAMAR ROAD WIDENING PROJECT; AUTHORIZING THE CITY ATTORNEY TO COMMENCE PROCEEDINGS IN EMINENT DOMAIN THEREFOR AND TO ACQUIRE IMMEDIATE POSSESSION THEREOF; AND AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE REAL PROPERTY INTERESTS TO BE ACQUIRED.

WHEREAS, the Council of the City of San Diego (Council) has previously adopted the Capital Improvement Program Budgets for FY2011 through FY2014, along with the annual appropriations ordinances therefor; said budgets have included the Miramar Road Widening Project, CIP No. S-00880 (Project); and

WHEREAS, the Project will provide for a right turn lane and a Class II bike lane for westbound Miramar Road at Eastgate Mall, and will also accommodate drainage facilities, as required, and adjustments to the existing traffic signal, to accommodate the proposed right turn lane; and

WHEREAS, the Project will impact two adjacent parcels owned by a single entity, Eastgate Miramar Associates, a California Limited Partnership; and

WHEREAS, City staff has not reached an agreement with Eastgate Miramar Associates concerning the purchase price of the required real property interests over its parcels; and

WHEREAS, the City is vested with the power of eminent domain by Article I, Section 19 of the

California Constitution, California Government Code section 37350.5, and San Diego Charter section 220, to acquire real property interests necessary for a public purpose; and

WHEREAS, the specific real property interests sought to complete the Project are as follows: (1) approximately 3,911.24 square feet of permanent public street easement over APN 343-260-06 and approximately 4,079.66 square feet of permanent public street easement over APN 343-260-07; (2) approximately 2,346.29 square feet of temporary construction easement over APN 343-260-06 and approximately 9,054.59 square feet of temporary construction easement over APN 343-260-07; and

WHEREAS, offers to purchase the real property interests described herein were made to the record owner, or its representative(s), of said real property, at an amount that is not less than the appraised fair market value, in compliance with California Government Code section 7267.2(a), and said property owner has not accepted said offers or otherwise conveyed the property rights to City as of the date of this Resolution; and

WHEREAS, on October 17, 2013, City mailed a notice of hearing, and of its intent to adopt a resolution of necessity, to the record owner of the affected real property, and all other persons who may have an ownership interest in the property interests sought; which notice of hearing advised said record owner of its right to appear and be heard on the matters referred to therein, on the date and at the time and place stated therein, and that a waiver of the record owner's right to appear and be heard will result upon its failure to file a written request to appear and be heard within 15 days after the notice was mailed, all in compliance with California Code of Civil Procedure section 1245.235; and

WHEREAS, the public hearing set forth in the notice of hearing was held on November 5, 2013, at the time and place stated in the notice, and all interested parties were given an

opportunity to appear and be heard on the following matters: (a) whether the public interest and necessity require the Project; (b) whether the Project is planned or located in a manner which is most compatible with the greatest public good and the least private injury; (c) whether the property interests proposed to be acquired are necessary for the Project; (d) whether the offer meeting the requirements of California Government Code section 7267.2 has been given; and (e) whether all other prerequisites for the exercise of eminent domain to acquire the property rights have been met; and

WHEREAS, the Council, as a result of such hearing, has determined that the public health, safety, and welfare require the City to acquire the real property interests described herein for the stated purposes; and

WHEREAS, the Project was authorized in the Final Environmental Impact Report/Environmental Impact Statement For Nobel Drive/I-805 Interchange and Extension Project, SCH No. 91051062, Dep No. 91-0397, Dated May 6, 1998, covering this activity, adopted October 5, 1998, by Resolution No. R-290810; and

WHEREAS, under Charter section 280(a)(2), this resolution is not subject to veto by the Mayor because this matter requires the Council to act as a quasi-judicial body; NOW, THEREFORE,

BE IT RESOLVED, that the public interest, convenience and necessity of the City of San Diego, and the inhabitants thereof, require the acquisition of the following real property interests:

- a) approximately 3,911.24 square feet of permanent public street easement over APN 343-260-06 and approximately 4,079.66 square feet of permanent public street easement over APN 343-260-07, both more specifically described and depicted in Attachment I, attached hereto; and

- b) approximately 2,346.29 square feet of temporary construction area over APN 343-260-06 and approximately 9,054.59 square feet of temporary construction area over APN 343-260-07, both more specifically described and depicted in Attachment II, attached hereto.

BE IT FURTHER RESOLVED, that the City of San Diego has the power of eminent domain pursuant to, inter alia, Charter section 220; California Code of Civil Procedure sections 1240.010, 1240.110, 1240.120, 1240.140, 1240.510, 1240.610 and 1255.410; California Government Code sections 37350.5, 37353, and 40404; and California Streets and Highway Code Sections 5101, 5102, 5023 and 5023.1.

BE IT FURTHER RESOLVED, that the taking and acquiring of the real property interests sought and described herein are deemed necessary for the construction, improvement, operation and maintenance of a public street and incidents and appurtenances thereto to serve the City of San Diego and the inhabitants thereof, for municipal purposes; that such use is a public use authorized by law (inter alia, Charter section 220; California Code of Civil Procedure sections 1240.010, 1240.110, 1240.120, 1240.140, 1240.510, 1240.610 and 1255.410; California Government Code sections 37350.5, 37353, and 40404; and California Streets and Highway Code Sections 5101, 5102, 5023 and 5023.1); that for such public use, it is necessary that the City of San Diego condemn and acquire said real property interests to ensure the completion of the Project.

BE IT FURTHER RESOLVED, that the Project for which these acquisitions are being sought is the Miramar Road Widening Project, and that the acquisitions will enable the City of San Diego to provide a safer, more efficient street system for the community in the subject area.

BE IT FURTHER RESOLVED, that the taking and acquisition of the real property interests sought and described herein are necessary in order to proceed with the construction, improvement, operation and maintenance of the Project and incidents and appurtenances thereto, and are planned and located in a manner most compatible with the greatest public good and the least private injury.

BE IT FURTHER RESOLVED, that an offer to acquire the real property interests, pursuant to California Government Code section 7267.2, at the appraised fair market value, has been made to each party claiming an interest(s) in the real property interests sought.

BE IT FURTHER RESOLVED, that the City Attorney of the City of San Diego is hereby authorized and directed to commence an action in the Superior Court of the State of California, in and for the County of San Diego, in the name of and on behalf of the City of San Diego, against all claimants with any interest(s) in the above-described real property interests, and to seek immediate possession of said real property interests pursuant to California Code of Civil Procedure section 1255.410.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to expend funds in the amount of \$757,300 from CIP S-00880, Miramar Road Widening Project, Fund No. 400080, to acquire the real property interests found necessary for the Project, and for deposit into the State Treasury's State Condemnation Fund. This is the probable amount of compensation to be paid by the City for the necessary real property interests to be acquired.

APPROVED: JAN I. GOLDSMITH, City Attorney

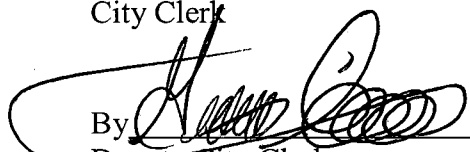
By

  
Debra J. Bevier  
Deputy City Attorney

DJB:mcm/nja  
10/22/13  
Or.Dept:READ  
CC No. 300006400  
Doc. No. 658612

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 05 2013

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

The City of San Diego  
**COMPTROLLER'S CERTIFICATE**

**CERTIFICATE OF UNALLOTTED BALANCE**

ORIGINATING DEPT. NO. 3000006400  
 2112

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: \_\_\_\_\_ Fund: \_\_\_\_\_

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

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

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Funded Program	Fund	Grant Number	G/L Account	Functional Area	Business Area	Fund Center or Cost Center	Internal Order or WBS Element	Original Amount
TOTAL AMOUNT									

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: \$757,300.00

Vendor: The State of California

Purpose: To authorize expenditure of funds not to exceed \$757,300.00 to the State of California for acquisition of property rights necessary for the Miramar Road Widening Project.

Date: October 2, 2013 By: James Long

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Funded Program	Fund	Grant Number	G/L Account	Functional Area	Business Area	Internal Order	WBS Element	Original Amount
001	S00880	400080	-	512155	OTHR-00000000-TR	2113		S-00880.03.02	\$757,300.00
TOTAL AMOUNT									\$757,300.00

FUND OVERRIDE

# Attachment I



**Legal Description  
Miramar Road**

**PARCEL 1 (STREET DEDICATION)**

A Portion of Lot 6 Of Miramar 805 Project, In The City Of San Diego, County Of San Diego, State Of California, According To Map Thereof No. 10031, Filed In The Office Of The Recorder Of San Diego County, State Of California, March 13, 1981 As File No. 81-077858, More Particularly Described As Follows:

**Beginning** At The Southeast Corner Of Said Lot 6; Thence Along The Easterly Line Thereof, North  $00^{\circ}19'56''$  East (Record North  $00^{\circ}20'45''$  East Per Map 10031), A Distance Of 19.00 Feet; Thence Leaving Said Easterly Line Of Said Lot 6, North  $88^{\circ}45'49''$  West Along A Line Parallel With And Distant 19.00 Feet Northerly, Measured At Right Angles To The Southerly Line Of Said Lot 6, A Distance Of 171.90 To The Beginning Of A Tangent 29.00 Foot Radius Curve Concave Northeasterly, Thence Westerly And Northerly Along The Arc Of Said Curve, A Distance Of 45.01 Feet Through A Central Angle Of  $88^{\circ}55'36''$  To A Point On The Westerly Line Of Said Lot 6, Being Also The Easterly Right-Of-Way Line Of Eastgate Mall As Shown On Said Map-10031, Said Common Line Being A 442.00 Foot Curve Concave Westerly, A Radial Line To Said Point Bears South  $89^{\circ}50'13''$  East; Thence Southerly Along Said Curve And Common Line, A Distance Of 8.52 Feet Through A Central Angle Of  $01^{\circ}06'14''$ ; Thence Continuing Along Said Common Line South  $01^{\circ}16'16''$  West, A Distance Of 18.93 Feet To The Beginning Of A Tangent 20.00 Foot Radius Curve Concave Northeasterly, Thence Southerly And Easterly Along The Arc Of Said Curve, A Distance Of 31.43 Feet Through A Central Angle Of  $90^{\circ}01'37''$ ; Thence Along The South Line Of Said Lot 6, Being Also The Northerly Line Of Miramar Road As Shown On Said Map 10031, South  $88^{\circ}45'49''$  East, A Distance Of 181.13 Feet To The **Point Of Beginning**.

Containing 3,911.24 Sq. Ft (0.090 Acres) More Or Less.

**PARCEL 2 (STREET DEDICATION)**

A Portion of Lot 7 Of Miramar 805 Project, In The City Of San Diego, County Of San Diego, State Of California, According To Map Thereof No. 10031, Filed In The Office Of The Recorder

Of San Diego County, State Of California, March 13, 1981 As File No. 81-077858, More Particularly Described As Follows:

**Beginning** At The Southwest Corner Of Said Lot 7; Thence Along The Westerly Line Thereof, North 00°19'56" East (Record North 00°20'45" East Per Map 10031), A Distance Of 19.00 Feet; Thence Leaving Said Westery Line Of Said Lot 7, South 88°45'49" East Along A Line Parallel With And Distañt 19.00 Feet Northerly, Measured At Right Angles To The Southerly Line Of Said Lot 7, A Distance Of 188.82 Feet, Thence South 68°43'42" East, A Distance Of 55.46 Feet To A Point On The Southerly Line Of Said Lot 7, Being Also The Northerly Line Of Miramar Road As Shown On Said Map 10031; Thence Along Said Common Line, North 88°45'49" West, A Distance Of 240.62 Feet To The **True Point Of Beginning**.

Containing 4,079.66 Sq. Ft (0.094 Acres) More Or Less.

W.O. 526790

Dwg. No. 20118-B

This real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors Act.

Signature: \_\_\_\_\_

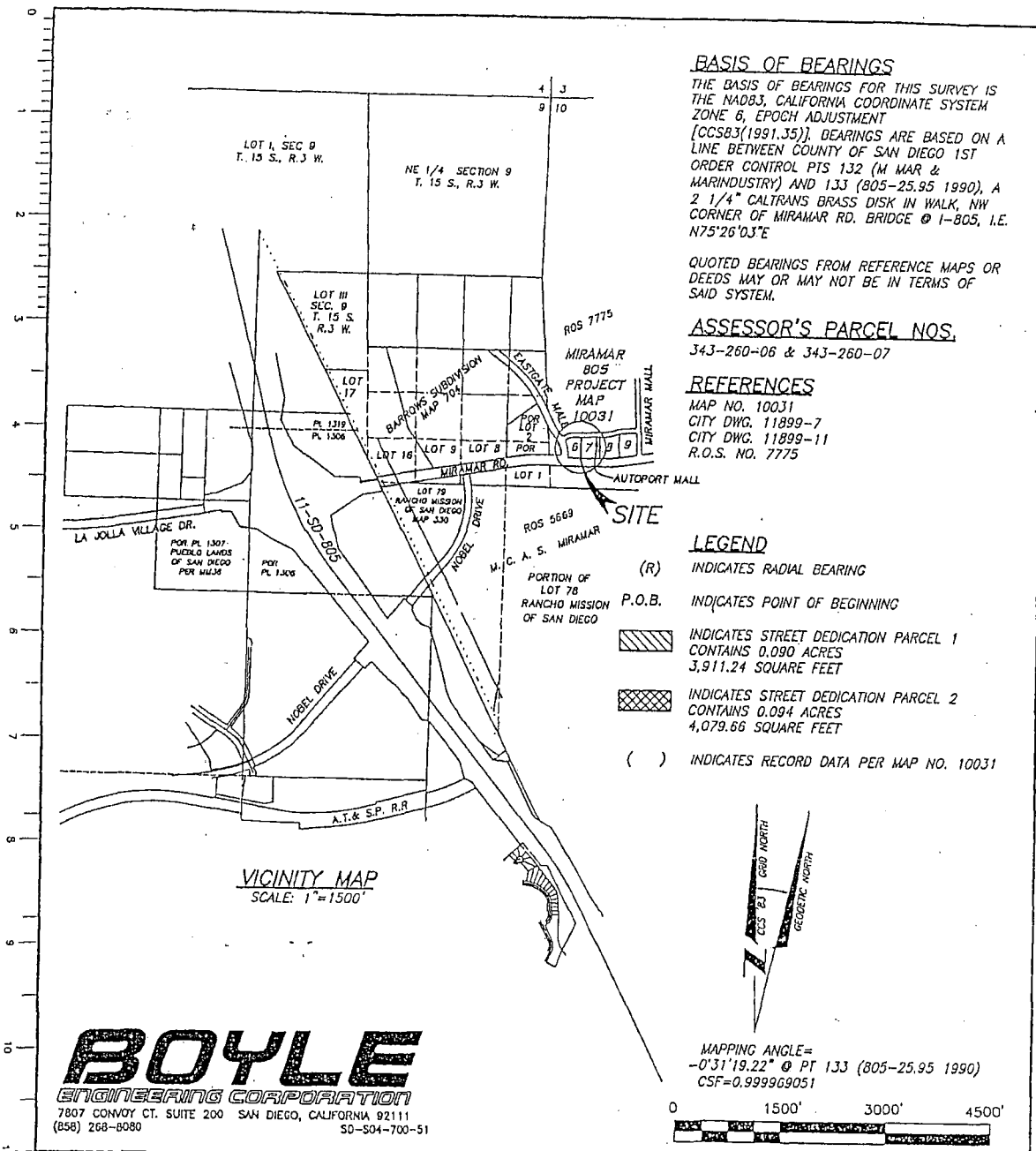
*Steven M. Howell*

Steven M. Howell, PLS 5758

License Expires 6/30/04

Date: November 21, 2003





**BASIS OF BEARINGS**

THE BASIS OF BEARINGS FOR THIS SURVEY IS THE NAD83, CALIFORNIA COORDINATE SYSTEM ZONE 6, EPOCH ADJUSTMENT [CCS83(1991.35)]. BEARINGS ARE BASED ON A LINE BETWEEN COUNTY OF SAN DIEGO 1ST ORDER CONTROL PTS 132 (M MAR & MARINDUSTRY) AND 133 (805-25.95 1990), A 2 1/4" CALTRANS BRASS DISK IN WALK, NW CORNER OF MIRAMAR RD. BRIDGE @ I-805, I.E. N75°26'03"E

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

**ASSESSOR'S PARCEL NOS.**

343-260-06 & 343-260-07

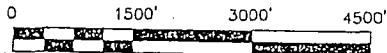
**REFERENCES**

MAP NO. 10031  
CITY DWG. 11899-7  
CITY DWG. 11899-11  
R.O.S. NO. 7775

**LEGEND**

- (R) INDICATES RADIAL BEARING
- P.O.B. INDICATES POINT OF BEGINNING
- [Hatched Box] INDICATES STREET DEDICATION PARCEL 1  
CONTAINS 0.090 ACRES  
3,911.24 SQUARE FEET
- [Cross-hatched Box] INDICATES STREET DEDICATION PARCEL 2  
CONTAINS 0.094 ACRES  
4,079.66 SQUARE FEET
- ( ) INDICATES RECORD DATA PER MAP NO. 10031

MAPPING ANGLE=  
-0°31'19.22" @ PT 133 (805-25.95 1990)  
CSF=0.999969051



**BOYLE**  
ENGINEERING CORPORATION  
7807 CONVOY CT. SUITE 200 SAN DIEGO, CALIFORNIA 92111  
(858) 268-8080 50-504-700-51

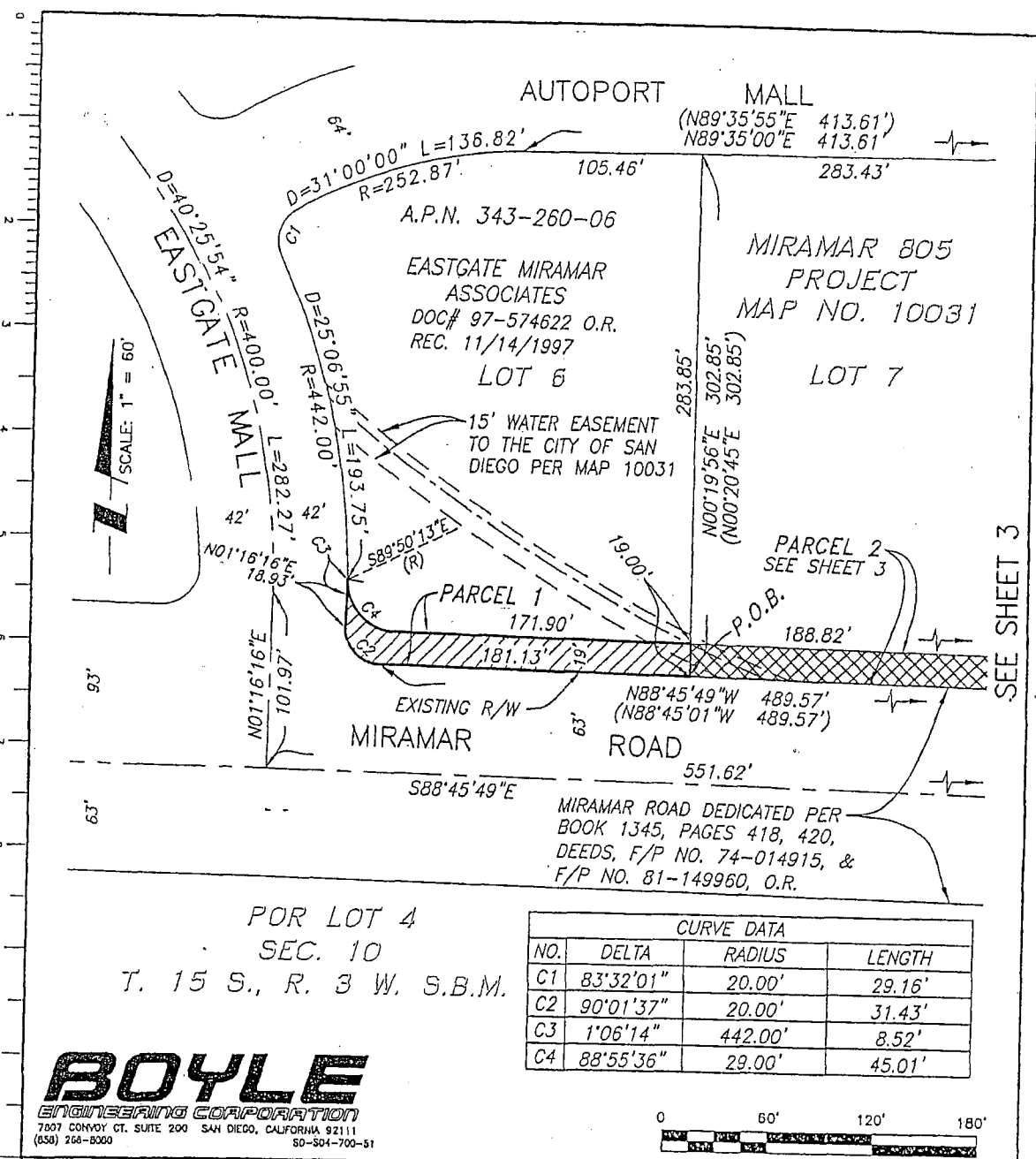
*St. M. Howell* 7/21/03  
STEVEN M. HOWELL L.S. 5758

MAP PREPARED BY:  
BOYLE ENGINEERING CORPORATION  
7807 CONVOY COURT, SUITE 200  
SAN DIEGO, CA. 92111



**STREET DEDICATION**  
MIRAMAR ROAD - EAST OF EASTGATE MALL

DESCRIPTION	BY	APPROVED	DATE	FILED	CITY OF SAN DIEGO, CALIFORNIA	T.M. W.O. NO.
ORIGINAL					SHEET 1 OF 3 SHEETS	526790
					<i>St. M. Howell</i> FOR CITY ENGINEER	1898-6271 CCS 03 COORDINATES
					DATE 11-26-03	258-1711 LAMBERT COORDINATES
					STATUS	20118-1 -B



POR LOT 4  
SEC. 10  
T. 15 S., R. 3 W. S.B.M.

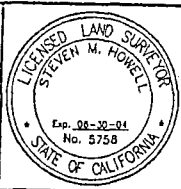
CURVE DATA			
NO.	DELTA	RADIUS	LENGTH
C1	83°32'01"	20.00'	29.16'
C2	90°01'37"	20.00'	31.43'
C3	1°06'14"	442.00'	8.52'
C4	88°55'36"	29.00'	45.01'

**BOYLE**  
ENGINEERING CORPORATION  
7807 CONVOY CT. SUITE 200 SAN DIEGO, CALIFORNIA 92111  
(658) 264-8000 SD-S04-700-51



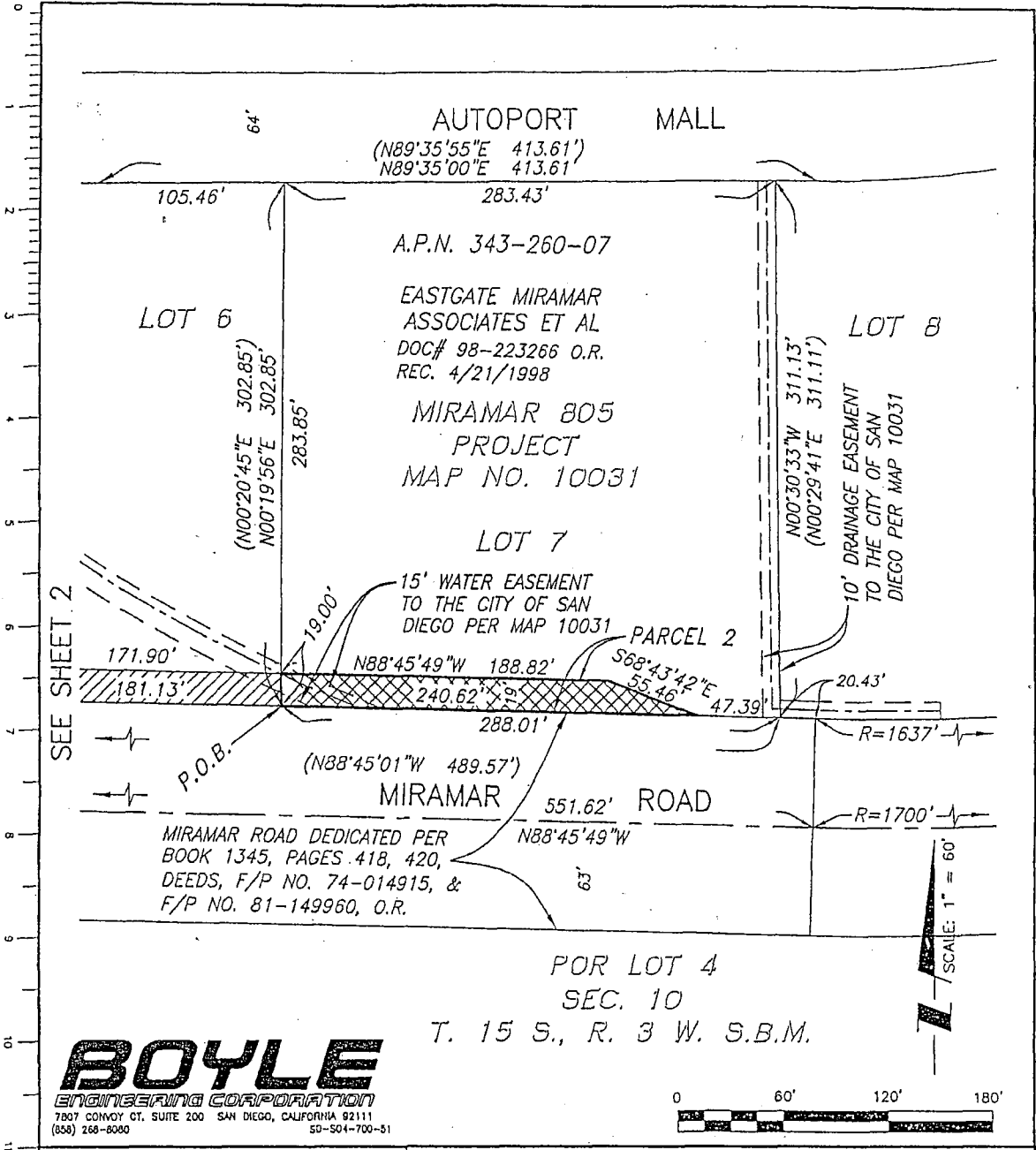
SEE SHEET 3

*St. M. Howell* 11-21-03  
STEVEN M. HOWELL L.S. 5758  
MAP PREPARED BY:  
BOYLE ENGINEERING CORPORATION  
7807 CONVOY COURT, SUITE 200  
SAN DIEGO, CA. 92111

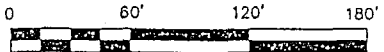


**STREET DEDICATION**  
MIRAMAR ROAD - EAST OF EASTGATE MALL

DESCRIPTION	BY	APPROVED	DATE	FILED		T.M. W.O. NO.
ORIGINAL					CITY OF SAN DIEGO, CALIFORNIA	526790
					SHEET 2 OF 3 SHEETS	
					<i>St. M. Howell</i>	1898-6271
					FOR CITY ENGINEER	CCS BJ COORDINATES
					DATE 11-26-03	258-1711
						LAMBERT COORDINATES
						20118-2-B
					STATUS	



**BOYLE**  
 ENGINEERING CORPORATION  
 7807 CONVOY CT. SUITE 200 SAN DIEGO, CALIFORNIA 92111  
 (658) 268-8080 50-504-700-51



*St. M. Howell* 11-21-03  
 STEVEN M. HOWELL L.S. 5758

MAP PREPARED BY:  
 BOYLE ENGINEERING CORPORATION  
 7807 CONVOY COURT, SUITE 200  
 SAN DIEGO, CA. 92111



**STREET DEDICATION**  
 MIRAMAR ROAD - EAST OF EASTGATE MALL

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	T.M. H.O. NO.
ORIGINAL					SHEET 3 OF 3 SHEETS	526790
					<i>J.P. Shroyer</i> FOR CITY ENGINEER	1898-6271 CCS 83 COORDINATES
					DATE 11-26-03	258-1711 LAMBERT COORDINATES
					STATUS	20118-3-B

## Attachment II

Legal Description  
Miramar Road  
TEMPORARY CONSTRUCTION EASEMENT

PARCEL 1

A Portion Of Lot 6 Of Miramar 805 Project, In The City Of San Diego, County Of San Diego, State Of California, According To Map Thereof No. 10031, Filed In The Office Of The Recorder Of San Diego County, State Of California, March 13, 1981 As File No. 81-077858, More Particularly Described As Follows:

Beginning At Point On The Easterly Line Of Said Lot 6, North  $00^{\circ}19'56''$  East, a Distance Of 19.00 Feet From The Southeast Corner Of Said Lot 6; Thence North  $88^{\circ}45'49''$  West Along A Line Parallel With And Distant 19.00 Feet Northerly, Measured At Right Angles To The Southerly Line Of Said Lot 6, Being Also The Northerly Right Of Way Line Of Miramar Road, 126.00 Feet Wide As Dedicated Per Book 1345, At Pages 418 And 420 Of Deeds, File Page No. 81-149960 Of Official Records, A Distance Of 171.90 Feet To The Beginning Of A Tangent 29.00 Foot Radius Curve Concave Northeasterly; Thence Westerly And Northerly Along The Arc Of Said Curve, A Distance Of 45.01 Feet, Through A Central Angle Of  $88^{\circ}55'36''$  To A Point On The Westerly Line Of Said Lot 6, Being Also The Easterly Right-Of-Way Line Of Eastgate Mall As Shown On Said Map 10031, Said Common Line Being A 442.00 Foot Radius Curve Concave Westerly, A Radial Line To Said Point Bears South  $89^{\circ}50'13''$  East; Thence Northerly Along Said Curve And Common Line, A Distance Of 4.42 Feet Through A Central Angle Of  $00^{\circ}34'22''$ ; Thence Leaving Said Westerly Line Of Lot 6 And Easterly Right-Of-Way Line Of Eastgate Mall, South  $81^{\circ}44'27''$  East, A Distance Of 8.98 Feet; Thence South  $05^{\circ}48'32''$  West, A Distance Of 14.44 Feet, Thence South  $27^{\circ}14'49''$  East, A Distance Of 2.11 Feet, Thence South  $42^{\circ}52'06''$  East, A Distance Of 14.37 Feet; Thence South  $71^{\circ}33'48''$  East, A Distance Of 2.31 Feet; Thence South  $88^{\circ}14'26''$  East, A Distance Of 19.81 Feet; Thence South  $89^{\circ}22'22''$  East, A Distance Of 10.94 Feet; Thence North  $46^{\circ}26'46''$  East, A Distance Of 12.18 Feet; Thence South  $88^{\circ}45'26''$  East, A Distance Of 63.48 Feet; Thence North  $62^{\circ}05'53''$  East, A Distance Of 8.38 Feet; Thence South  $88^{\circ}45'26''$  East, A Distance Of 13.91 Feet; Thence South  $59^{\circ}36'46''$  East, A Distance Of 8.38 Feet; Thence South  $88^{\circ}45'26''$  East, A

Distance Of 43.76 Feet; Thence North 57°24'58" East, A Distance Of 5.55 Feet To The Easterly Line Of Said Lot 6; Thence Along Said Lot Line, South 00°19'56" West, A Distance Of 16.13 Feet To The Point Of Beginning.

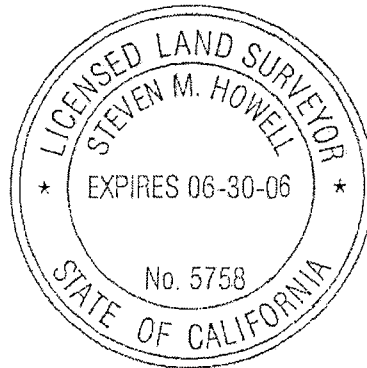
Containing 2,346.29 Sq. Ft (0.05 Acres) More Or Less.

W.O. 526790

Dwg. No. 20519-B

This real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors Act.

Signature: *Steven M. Howell*  
Steven M. Howell, PLS 5758  
License Expires 6/30/06  
Date: February 16, 2006





Legal Description  
Miramar Road  
TEMPORARY CONSTRUCTION EASEMENT

PARCEL 2

A Portion Of Lot 7 Of Miramar 805 Project, In The City Of San Diego, County Of San Diego, State Of California, According To Map Thereof No. 10031, Filed In The Office Of The Recorder Of San Diego County, State Of California, March 13, 1981 As File No. 81-077858, More Particularly Described As Follows:

Beginning At A Point On The Westerly Line Of Said Lot 7, North  $00^{\circ}19'56''$  East, a Distance Of 19.00 Feet From The Southwest Corner Of Said Lot 7; Thence Along Said Westerly Line From Said Point Of Beginning, North  $00^{\circ}19'56''$  East, a Distance Of 16.13 Feet; Thence Leaving Said Westerly Line, North  $57^{\circ}24'58''$  East, A Distance Of 25.82 Feet; Thence South  $79^{\circ}45'38''$  East, A Distance Of 23.84 Feet; Thence South  $88^{\circ}45'49''$  East, A Distance Of 242.18 Feet To The Easterly Line Of Said Lot 7; Thence South  $00^{\circ}30'33''$  East, Along Said Easterly Line, A Distance Of 45.78 Feet To The Southeast Corner Of Said Lot 7, Being Also A Point On Northerly Right Of Way Line Of Miramar Road, 126.00 Feet Wide As Dedicated Per Book 1345, At Pages 418 And 420 Of Deeds, File Page No. 81-149960 Of Official Records; Thence Along Said Common Line North  $88^{\circ}45'49''$  West, A Distance Of 47.39 Feet; Thence Leaving Said Common Line North  $68^{\circ}43'42''$  West, A Distance Of 55.46 Feet; Thence Along A Line Parallel With And Distant 19.00 Feet Northerly, Measured At Right Angles To Said Common Line, North  $88^{\circ}45'49''$  West, A Distance Of 188.82 To The Point Of Beginning.

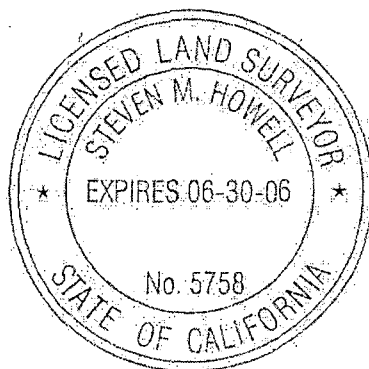
Containing 9,054.59 Sq. Ft (0.21 Acres) More Or Less.

W.O. 526790

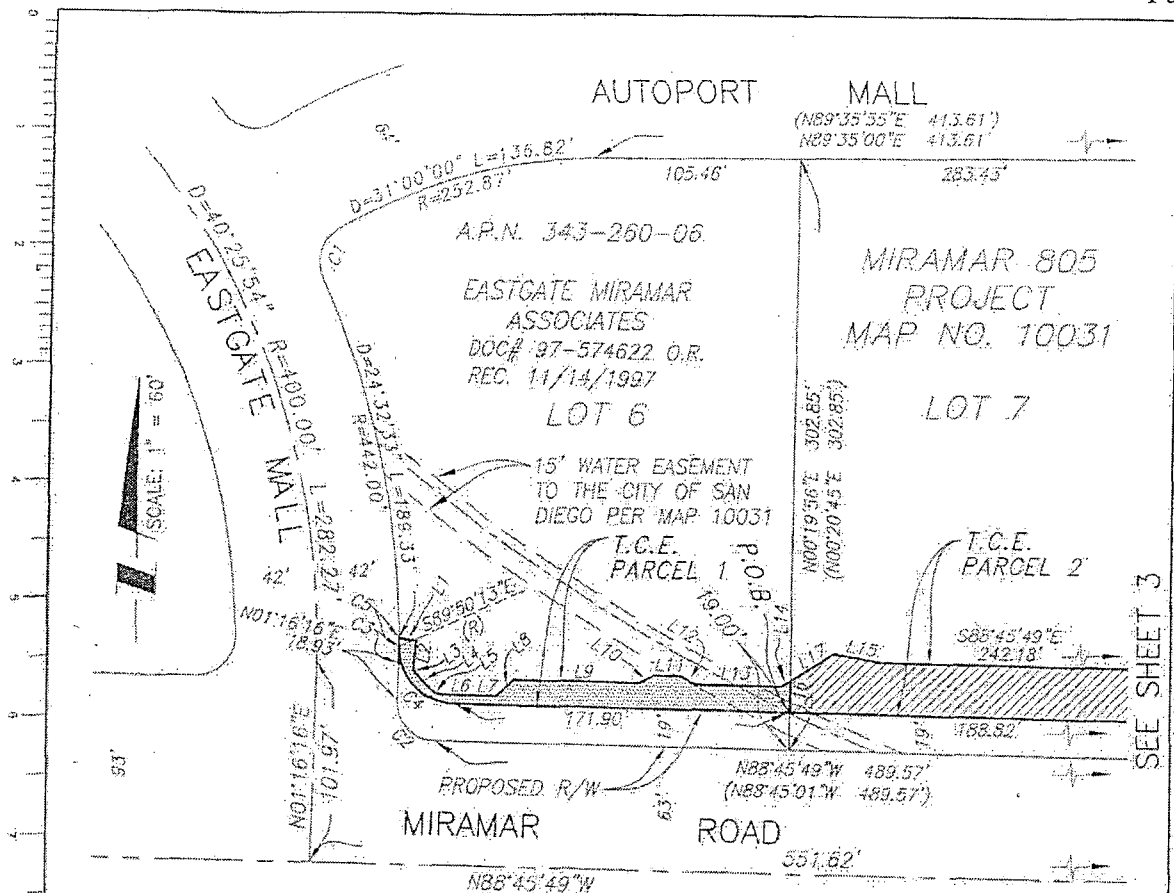
Dwg. No. 20519-B

This real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors Act.

Signature: Steven M. Howell  
Steven M. Howell, PLS 5758  
License Expires 6/30/06  
Date: February 16, 2006







CURVE DATA			
NO.	DELTA	RADIUS	LENGTH
C1	83°32'01"	20.00'	29.15'
C2	90°01'37"	20.00'	31.43'
C3	1°06'14"	442.00'	8.52'
C4	88°55'36"	79.00'	45.01'
C5	00°34'22"	242.00'	4.42'

LINE DATA		
NO.	BEARING	LENGTH
L1	S81°44'27"E	9.98'
L2	S05°48'32"W	14.84'
L3	S27°14'49"E	2.11'
L4	S42°52'06"E	14.37'
L5	N71°33'48"W	2.31'
L6	S88°14'26"E	19.81'
L7	S89°22'22"E	10.94'

L8	N46°26'46"E	12.18'
L9	S88°43'26"E	63.42'
L10	N62°05'53"E	9.38'
L11	S88°45'25"E	13.91'
L12	S59°36'46"E	18.38'
L13	S88°43'26"E	43.76'
L14	N57°24'56"E	8.55'
L15	S79°45'38"E	23.84'
L16	S00°19'58"W	16.13'
L17	N57°24'58"E	25.82'

**BOYLE**  
 ENGINEERING CORPORATION  
 7607 CONVOY COURT, SUITE 200 SAN DIEGO, CALIFORNIA 92111  
 (619) 268-8288 56-504-700-51

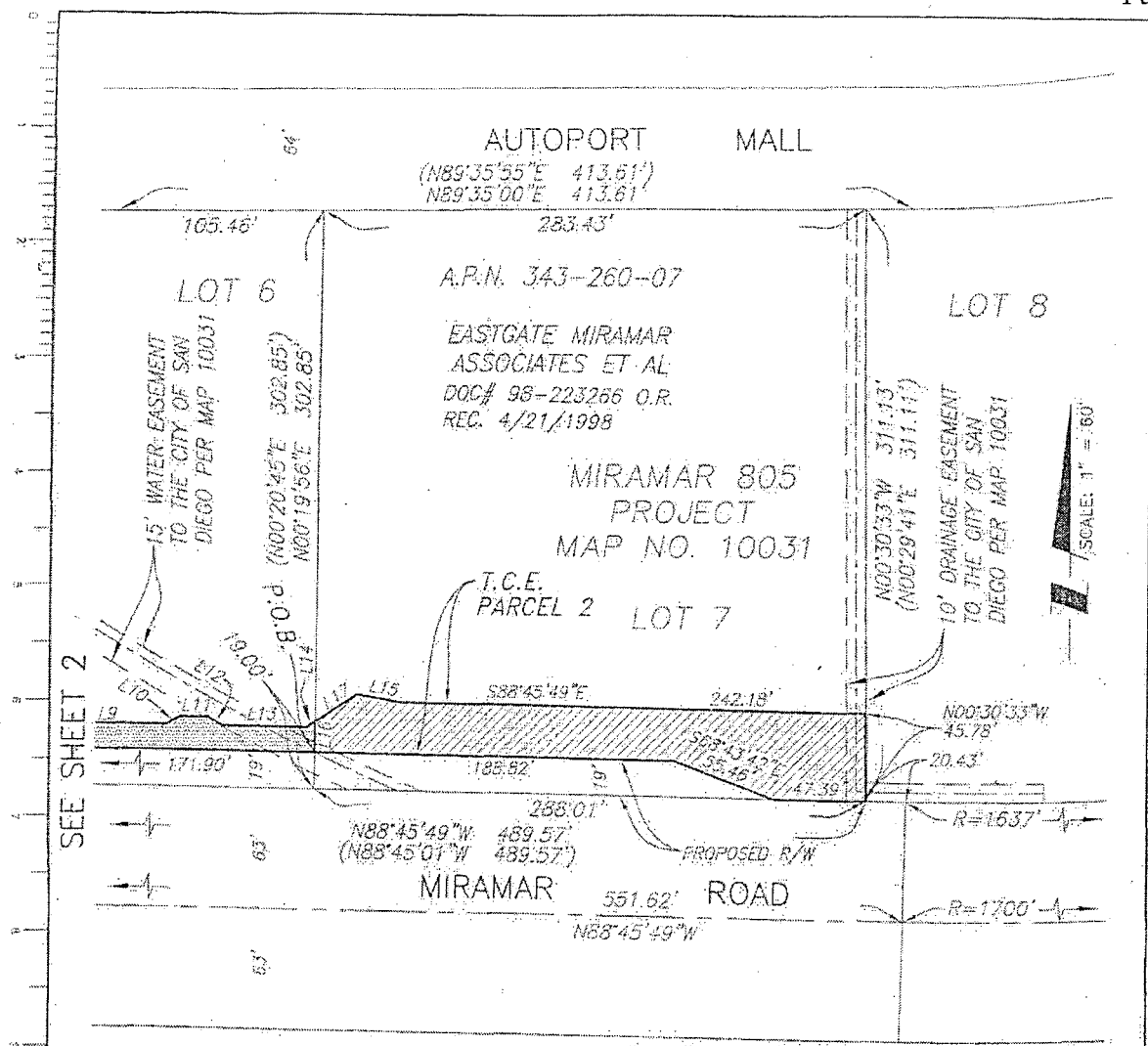


*SE* M. Howell  
 STEVEN M. HOWELL L.S. 5758  
 MAP PREPARED BY:  
 BOYLE ENGINEERING CORPORATION  
 7607 CONVOY COURT, SUITE 200  
 SAN DIEGO, CA 92111



**TEMPORARY CONSTRUCTION EASEMENT**  
 MIRAMAR ROAD — EAST OF EASTGATE MALL

DESCRIPTION	BY	APPROVED	DATE	FILED	CITY OF SAN DIEGO, CALIFORNIA	TAL. W.G. NO.
ORIGINAL					SHEET 2 OF 3 SHEETS	526790
			3-2-06		FOR CITY ENGINEER DATE	1898-6271
						CCS '83 COORDINATES
						258-1711
						LAURENT COORDINATES
						20519-2-B



SEE SHEET 2 FOR TABLED DATA POR LOT 4  
 SEC. 10  
 T. 15 S., R. 3 W. S.B.M.

**BOYLE**  
 ENGINEERING CORPORATION  
 7807 CONVOY CT, SUITE 200 SAN DIEGO, CALIFORNIA 92111  
 (619) 566-8050 SD-304-760-81



*Steven M. Howell*  
 STEVEN M. HOWELL L.S. 5758  
 MAP PREPARED BY:  
 BOYLE ENGINEERING CORPORATION  
 7807 CONVOY COURT, SUITE 200  
 SAN DIEGO, CA 92111



**TEMPORARY CONSTRUCTION EASEMENT**  
 MIRAMAR ROAD - EAST OF EASTGATE MALL

DESCRIPTION	BY	APPROVED	DATE	SIGNED	CITY OF SAN DIEGO, CALIFORNIA	T.M. W.D. NO.
ORIGINAL					SHEET 3 OF 3 SHEETS	526790
					<i>Paul Shuck</i> FOR CITY ENGINEER	1898-6271 GEN. AS COORDINATES
					3.2.06 DATE	258-1711 LAMBERT COORDINATES
						20519-3-B

DATE: 10/18/2006 1:12pm

Passed by the Council of The City of San Diego on NOV 05 2013, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherrri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage NOV 05 2013


(Please note: When a resolution is approved by the Council President as interim Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

TODD GLORIA, COUNCIL PRESIDENT  
as interim Mayor of The City of San Diego, California.

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

(Seal)

By , Deputy

Office of the City Clerk, San Diego, California

Resolution Number R- 308571