

RESOLUTION NO. 186008

WHEREAS, The City of San Diego is the owner of a portion of Lot 37, C. H. Tingey Subdivision, according to Map thereof No. 1941, filed September 14, 1926, in the Office of the San Diego County Recorder; and

WHEREAS, Charles Wagner Enterprises, a partnership, the owner of the adjoining property, has requested that the City convey to it all the City's interest in and to said portion of Lot 37; and

WHEREAS, said portion of Lot 37 contains 3,300 square feet; and

WHEREAS, said land was acquired in connection with the Fairmount Avenue right of way and is surplus to all City needs; and

WHEREAS, the City desires to negotiate the sale of said land with said Charles Wagner Enterprises, a partnership, under the provisions of Section 22.0902 (e) of the San Diego Municipal Code, which permit the sale of real property belonging to The City of San Diego by negotiation; and

WHEREAS, the sale of such real property as this may be reasonably accomplished only by negotiation; and

WHEREAS, it has been determined by an independent real estate appraiser that the value of the property sought is the sum of Six Hundred Dollars (\$600.00); and

WHEREAS, no real estate broker's commission shall be paid; and

WHEREAS, the sale of the aforementioned property is consistent with the public interest; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, as follows:

1. That that certain real property described in that form of grant deed on file in the office of the City Clerk as Document No. 694760, be, and the same is hereby

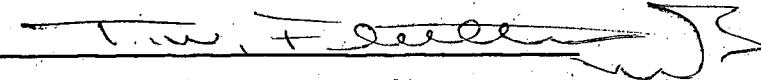
authorized to be sold by negotiation for the sum of Six Hundred Dollars (\$600.00) to CHARLES WAGNER ENTERPRISES, a partnership.

2. That the Mayor and the City Clerk of said City be, and they are hereby authorized and empowered to execute, for and on behalf of The City of San Diego, a grant deed, the form of which is on file in the office of the City Clerk as Document No. 694760, conveying to CHARLES WAGNER ENTERPRISES, a partnership, a portion of Lot 37, C. H. Tingey Subdivision, as more particularly described in said form of grant deed.

3. That no broker's commission shall be paid by City on the herein-described negotiated sale.

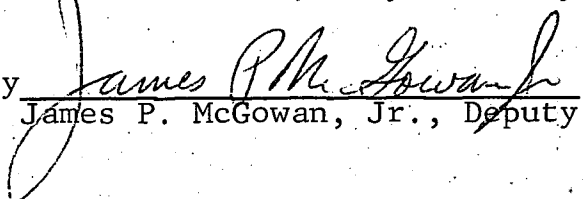
4. That the City Clerk of said City is hereby authorized and directed to deliver said deed and a certified copy of this resolution to the Property Director for further handling.

Presented by



APPROVED: EDWARD T. BUTLER, City Attorney

By



James P. McGowan, Jr., Deputy