

RESOLUTION NO. 186516

WHEREAS, the Division of Highways, Department of Public Works, State of California, is in the process of acquiring rights of way for the purpose of the construction of State Highway XI-SD-805, in the City of San Diego; and

WHEREAS, portions of said proposed freeway cross a portion of Lot 37, in Block 22, of City Heights, according to Amended Map thereof No. 1007, filed October 3, 1906, in the Office of the San Diego County Recorder, and that portion of the Westerly 10 feet of Haller Street adjoining said Lot 37 and Lot 36 in said Block 22 as closed to Public use by Resolution No. 405, adopted by the Board of Trustees of the City of East San Diego, May 3, 1915, owned by The City of San Diego, and said Division of Highways, Department of Public Works, State of California, desires to purchase said City-owned property for said proposed freeway; and

WHEREAS, Section 22.0907 of the San Diego Municipal Code authorizes the conveyance of City property to public agencies for public purposes without complying with the provisions relating to the advertising for bids and auction sales contained in the Municipal Code; and

WHEREAS, said Division of Highways, Department of Public Works, State of California, has appraised said property, and has offered to pay to the City the sum of Fifty Dollars (\$50.00) for said City-owned property; and

WHEREAS, said appraisal has been reviewed and approved by the Property Director of said City; and

WHEREAS, the City should therefore enter into the Right of Way Contract governing said transaction; NOW, THEREFORE,

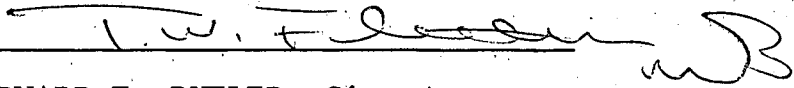
BE IT RESOLVED, by the Council of The City of San Diego, as follows:

1. That the City Manager of said City be, and he is hereby authorized and empowered to execute, for and on behalf

of The City of San Diego, Right of Way Contract--State Highway No. 045852, with the State of California, Department of Public Works, Division of Highways, covering the sale by the City to the State of California of said City-owned land, as more particularly described in said Right of Way Contract, for the proposed route of State Highway XI-SD-805 in said City, under the terms and conditions set forth in the form of agreement on file in the office of the City Clerk as Document No. 696672.

2. That the Mayor and the City Clerk of The City of San Diego be, and they are hereby authorized and empowered to execute, for and on behalf of, and as the act and deed 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. 696671, conveying to the STATE OF CALIFORNIA, a corporation sovereign, all of said City's interest in a portion of Lot 37, in Block 22, of City Heights, according to Amended Map thereof No. 1007, filed October 3, 1906, in the Office of the San Diego County Recorder, and that portion of the Westerly 10 feet of Haller Street adjoining said Lot 37 and Lot 36 in said Block 22 as closed to Public use by Resolution No. 405, adopted by the Board of Trustees of the City of East San Diego, May 3, 1915, all as more particularly described in said form of Grant Deed.

3. That the City Clerk is hereby authorized and directed to deliver said right of way contract and deed to the Property Director of said City for further handling.

Presented by 

APPROVED: EDWARD T. BUTLER, City Attorney

By 

James P. McGowan, Jr., Deputy