

SEE ALSO
RES. 184

Lot 26 & Sec. 137
Easement from S.D.&A.Ry. 3rd & Alma St.
SEE QS 137 #2
REC DOC # 711-53 10/4/37
6798

109

RESOLUTION NO. 493

Accepting Easement for Public Street from S.D.&A.E. Ry. Co. at or near Third Ave. & Alma Street

Whereas, the City of Chula Vista, California, is proposing to purchase the following described property from the San Diego Trust & Savings Bank, to-wit:

Lot 26 of Quarter Section 137 of Rancho de la Nacion, as per map thereof filed in the Office of the Recorder of the County of San Diego, State of California, excepting therefrom that certain portion thereof lying within the Right of Way of the San Diego and Arizona Railroad, as said Right of Way is described in a deed recorded in Book 789, Page 25, in said Recorder's Office;

Whereas, said purchase is about to be consummated;

Whereas, it is essential that in the development of said property as a Playground and Recreation Center that certain improvements be made by the said City at or adjacent to the intersection of Third Avenue and Alma Street to the end that adequate access to said property be made available;

Whereas, the San Diego & Arizona Eastern Railway Company is the owner of a Right-of-Way across said Lot 26 at or near said intersection and at the point where said improvements should be made;

Whereas, the said Railway Company has delivered to the said City a certain Easement for Public Street, fully executed and properly acknowledged, to the following described property, to-wit:

All that portion of the Southerly Thirty (30) feet of Lot 26 in Quarter Section 137 of Chula Vista, California, according to map thereof No. 505, filed in the Office of the County Recorder of said San Diego County, California, March 13 1888 described as follows:

Commencing at a point North 19° West 30 feet and South 71° West 10 feet from the Southeast corner of said Lot 26, said point being located on the present westerly line of Third Avenue in the City of Chula Vista, California; thence South 71° West 10.57 feet, more or less, to a point on the southwesterly right of way line of the San Diego & Arizona Eastern Railway Company; thence southeasterly along said Right of Way line, curving to the right, with a radius of 450 feet to the intersection with the said present westerline of Third Avenue; thence North 19° West to the point of commencement;

Whereas, by the acceptance of said Easement the said City will be empowered to enter upon said described land to make said certain improvements;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHULA VISTA, CALIFORNIA, AS FOLLOWS, TO-WIT:

That that certain Easement for Public Street dated August 27 1937, executed by the San Diego & Arizona Eastern Railway Company in favor of the City of Chula Vista, California, be, and the same is hereby accepted;

That the City Clerk be and he is hereby instructed to transmit said Easement to the County Recorder of San Diego County, California, for recording, when and if Grant Deed is received from the San Diego Trust & Savings Bank conveying the property first described above to said City and the same is accepted by said City.

PASSED, ADOPTED, AND APPROVED this 7th day of September 1937, by the following vote, to-wit:

AYES	COUNCILMEN	Boltz, Brown, Howe, Timmons and Bryant.
NOES	COUNCILMEN	None.
ABSENT	COUNCILMEN	None.

ATTEST:

[Signature]
City Clerk of the City of Chula Vista, California

C. V. Brown
Mayor of the City of Chula Vista, California