



THE CITY OF

SAN DIEGO

PROPERTY DEPARTMENT, MAIL STATION 51-A

SECURITY PACIFIC PLAZA, 1200 THIRD AVENUE, SUITE 1700

SAN DIEGO, CALIFORNIA 92101-4199 TELEPHONE: (619) 236-6020

FAX: (619) 236-6706

August 25, 1993

File: Leases-State of California/Department of Park and
Recreation C701P2/001

Ed Navarro, District Superintendent
State of California
Department of Park and Recreation
San Diego Coast District
3990 Old Town Avenue, Suite 300C
San Diego, CA 92110

Re: Right of Entry Permit-Portion of Rancho San Bernardo, Document RR-270525

City staff is in the process of preparing a new permit with the State for your review. Until the new permit is approved by both parties, the existing permit will be extended on a hold over basis. It is understood and agreed that all terms and conditions as set out in the original agreement shall remain in full force and effect throughout the extension of the term.

Please sign, date, and return the original copy of this letter to: Connie M. Romero, City of San Diego Property Department, 1200 3rd Avenue, Suite 1700, San Diego, CA 92101.

For further information on this matter, call Mrs. Romero at 236-6191.

Robert Collins, Deputy Director
Property Management Section

cc: Gary Hogue, Water Utilities
City Clerk, Documentation
Susan Taylor, Lease Billing

RJC:CMR:vb-c

THE ABOVE IS ACKNOWLEDGED AND ACCEPTED THIS 1st DAY OF
September, 1993.

SIGNED

RECEIVED

NOV 23 1993

PROPERTY DEPT.



DIVERSITY
BRINGS US ALL TOGETHER



THE CITY OF

SAN DIEGO

CITY ADMINISTRATION BUILDING • 202 C STREET • SAN DIEGO, CALIF. 92101

PLICATE

~~This copy must be
returned to City
Clerk, San Diego~~

OFFICE OF THE
CITY MANAGER
236-6363

October 26, 1987

Files: Property File - C701-46
Job 15945

State of California
Department of Parks and Recreation
Southern Regional Headquarters
1333 Camino del Rio South, Suite 200
San Diego, CA 92108

3990 Old Town Ave Suite 300c
S.D. 92110

Attention Ronald C. McCullough, Regional Director

Gentlemen:

Re: Right of Entry Permit - Portion of Rancho San Bernardo

The City of San Diego ("City") hereby grants permission to The State of California ("Permittee") to enter upon the above-referenced City-owned property ("premises"), as shown in red on the attached Exhibit "A," upon the following terms and conditions:

1. Permittee's use of the premises shall be limited to operation and maintenance of a State Historical Monument.
2. Consideration to City for granting this permit shall be \$100 per year.
3. This permit shall be in effect for five years (unless terminated earlier as provided for herein) commencing on the first day of the month following execution by the City Manager.
4. Permittee agrees to be responsible for damages arising from the activity of Permittee, its officers, employees, or representatives on said land, in the exercise of rights under this permit or right of entry, either by repairing such damage or at the option of the City Manager by making an appropriate settlement with City in lieu thereof.
5. Permittee agrees to defend, indemnify, protect, and hold City and its agents, officers, and employees harmless from and against any and all claims asserted or liability established for damages or injuries to any person or property, including injury to Permittee's employees, agents, or officers, which arise from or are connected with or are caused or claimed to be caused by the acts or omissions of Permittee and its agents, officers, or employees in performing the work or services herein and all expenses of investigating and defending against same; provided, however, that Permittee's duty to indemnify and hold harmless

DOCUMENT NO. **RR-270525**
MAR 14 1988
FILED
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

shall not include any claims or liability arising from the established sole negligence or willful misconduct of the City, its agents, officers, or employees.

6. All risks in connection with Permittee's use of the premises and any damages to the improvements thereon or thereunder shall be borne in full by Permittee.
7. Permittee shall not use the premises in any manner which, in the opinion of the City Manager, creates a nuisance or disturbs the peace of persons in the surrounding area.
8. This permit may be terminated by either party with 180 days advance written notice. It is mutually agreed that the City of San Diego shall not be obligated for any loss, financial or otherwise, which may be incurred by Permittee as a result of termination of this permit, and further, that Permittee expressly waives any claim for expense or loss which Permittee might incur as a result of termination of this permit.
9. Permittee recognizes and understands that this permit may create a possessory interest subject to property taxation and that Permittee may be subject to the payment of property taxes levied on such interest. Permittee further agrees that such tax payment shall not reduce any fee paid the City of San Diego hereunder and that such tax shall be paid by Permittee before becoming delinquent.
10. Permittee shall at its sole cost and expense comply with all the requirements of all municipal, state, and federal authorities now in effect or which may hereafter be in effect, which pertain to the premises.
11. Upon expiration or earlier termination of this permit, Permittee shall at its sole cost remove all materials and repair and/or restore the premises to their original condition to the satisfaction of the City Manager.
12. Permittee shall not assign any rights granted by this permit nor any interest therein. Any assignment by operation of law shall automatically terminate this permit.
13. No signs shall be displayed on the premises without the prior written consent of the City Manager.
14. Maintenance of the premises shall be the sole responsibility of Permittee during the entire term of this permit.
15. Permittee is required to erect a fence around the perimeter of the premises and maintain this fence for the duration of the permit premises.

16. This activity is a Class 16 project categorically exempt from CEQA pursuant to State CEQA Guidelines, Section 153 16, Preservation of a Historical Site.

Please acknowledge your agreement to the foregoing terms and conditions on the enclosed copy of this letter and return it to the City Property Department, together with your check for \$100 made payable to the "City Treasurer," within 10 days from receipt hereof.

If you should require additional information or have any questions, please call Morris Bendah, Property Agent, at 236-6985.

Very truly yours,


Maureen A. Stapleton
Deputy City Manager

MAR 14 1988

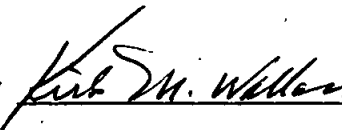
JLS:MB:st(43-4)

Attachments

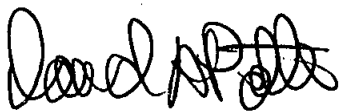
cc: County Assessor
Auditor
Financial Management

THE ABOVE IS ACKNOWLEDGED AND ACCEPTED THIS 20th DAY OF JANUARY, 1988.

STATE OF CALIFORNIA
DEPARTMENT OF PARKS AND RECREATION

By 

CEQA EXEMPTION VERIFIED


David A. Potter
EQD Deputy Director

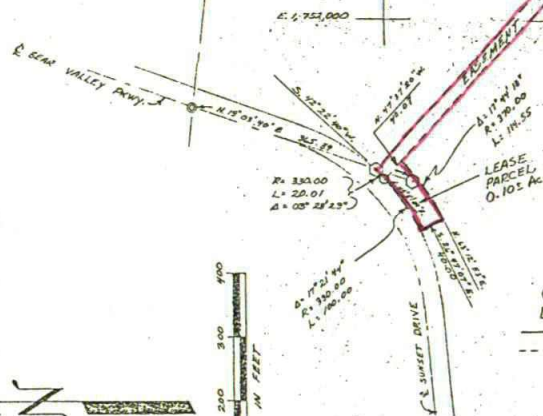
APPROVED AS TO FORM AND LEGALITY BY:
JOHN W. WITT, City Attorney

By 
Deputy City Attorney

EXHIBIT A

A PORTION OF
THE RANCHO SAN BERNARDO
CITY OF SAN DIEGO
CALIFORNIA

OAKS
MAP NO.
TRACT
1415



LEGEND

- 1/2" PIN STAMPED LS 2804
- △ 1" x 1/8" PIPE AND CITY ENGINEER'S DISK
- CITY ENGINEER'S DISK IN ROCK
- 2" x 2" PIPE AND CITY ENGINEER'S DISK
- DIMENSION POINT ONLY - NO KNOWN MOVEMENT
- CONCRETE MONUMENT STAMPED LS 3466
- () INFORMATION PER SAN DIEGO CITY COUNCIL RESOLUTION NO. 176242
- [] INFORMATION PER RECORD OF SURVEY NO. 5234
- BOUNDARY OF PROPOSED LEASE PARCEL
- BOUNDARY OF PROPOSED EASEMENT PARCEL

NOTE

THIS MAP IS BASED ON AN UNRECORDED SURVEY MAP AND OTHER INFORMATION PROVIDED BY CLYDE E. ELMORE, SENIOR LAND SURVEYOR, CITY OF SAN DIEGO, ENGINEERING DEPARTMENT. NO FIELD SURVEYING WAS DONE BY THE CALIFORNIA DEPARTMENT OF PARKS AND RECREATION.

RECORD OF SURVEY NO. 5234

RECORD OF SURVEY NO. 5119

LEASE PARCEL
25.69 ± ACRES

DESIGNED
J. FLORES
DRAWN
K. HODGSON
CHECKED
A. SONGSA

DATE
REVISED
R-270525

RESOURCES AGENCY OF CALIFORNIA
DEPARTMENT OF PARKS AND RECREATION
APPROVED
DATE

SAN PASQUAL
BATTLEFIELD S.H.P.
MAP OF LEASE AND EASEMENT PARCELS
PROPOSED ACQUISITION FROM CITY - SAN DIEGO

DRAWING NO.
FA 1050

SHEET NO.
1



Legend

-  Leases
-  City Ownership



1:4004

Vicinity Map



SanGIS
We Have San Diego Covered!

This map was prepared by SanGIS for the City of San Diego. It is the property of the City of San Diego and is not to be reproduced or distributed without the written permission of the City of San Diego. The City of San Diego is not responsible for any errors or omissions on this map. The City of San Diego is not responsible for any damages or losses resulting from the use of this map. The City of San Diego is not responsible for any claims or liabilities resulting from the use of this map. The City of San Diego is not responsible for any claims or liabilities resulting from the use of this map.

06/30/04

(R-88-1709)

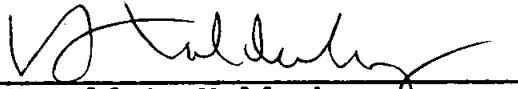
RESOLUTION NUMBER R- 270525

ADOPTED ON MAR 14 1988

BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager is hereby authorized and empowered to execute, for and on behalf of The City of San Diego, a 5-year Right-of-Entry Permit with the STATE OF CALIFORNIA, DEPARTMENT OF PARKS AND RECREATION, at a rental of \$100 per year, for the purpose of restoring and maintaining an historical site of approximately 26.45 acres of City-owned property in the San Pasqual Valley portion of Rancho San Bernardo, under the terms and conditions set forth in that Right-of-Entry Permit on file in the office of the City Clerk as Document No. RR- 270525

APPROVED: JOHN W. WITT, City Attorney

By


Harold O. Valderhaug
Deputy City Attorney

HOV:ps
03/02/88
Or.Dept:Prop.
Job:215945
R-88-1709
Form=r.none

Passed and adopted by the Council of The City of San Diego on
MAR 14 1988 by the following vote:

YEAS: Wolfsheimer, Roberts, McColl, Pratt, Struiksma, Henderson, McCarty,
Filner, Mayor O'Connor.

NAYS: None.

NOT PRESENT: None.

AUTHENTICATED BY:

MAUREEN O'CONNOR
Mayor of The City of San Diego, California

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California

(SEAL)

By: RHONDA R. BARNES, Deputy

I HEREBY CERTIFY that the above and foregoing is a full, true
and correct copy of RESOLUTION NO. R- 270525, passed
and adopted by the Council of The City of San Diego, California
on MAR 14 1988.

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California

(SEAL)

By: Bhenda R. Barnes, Deputy