

Attachment 2
Legal Interest in
Property

PROPERTY DEPARTMENT
LAND ACQUISITION RECORD

LEGAL DESCRIPTION LA JOLLA PARK BLOCK 58

ACQUISITION CODE -PBRB- 1.887R01 LAMBERT COORDINATES _____

DEPARTMENT ACQUIRED FOR PARK & RECREATION CIP# _____

PURPOSE OF ACQUISITION LA JOLLA PARK

GRANTOR MAP DEDICATION - SUBDIVISION MAP 352

DATE ACQUIRED 3-22-1887 ACRES ACQUIRED 5.60
(Month, Day, Full Year)

ACQUISITION METHOD: CONDEMNATION DONATION EXCHANGE
 PURCHASE OTHER _____

COSTS: LAND _____ BUILDINGS _____

CLOSING _____

SOURCE OF FUNDS _____

RESOLUTION DATA:

	RESO DATE	RESO NUMBER
FUNDING		
ACCEPTING		

REMARKS _____

DEED DATA: CITY CLERK'S DOCUMENT NUMBER _____

RECORDER FILE-PAGE NO./DATE _____

TITLE INS. CO./POLICY NO./DATE _____

APPRAISAL: DOV _____ VALUE _____ AP NO. _____

APPRAISER: _____

RESTRICTIONS: DEED FUND CCR's ORDINANCE OTHER

EXPLAN OF RESTR _____

ACQUISITION AGENT _____ DATE _____

GENERAL REMARKS THIS LAND ACQUISITION RECORD WAS NOT PREPARED AT THE TIME OF THE ACQUISITION. IT WAS PREPARED AT A LATER DATE AS PART OF A FILES IMPROVEMENT PROJECT.

ADDITIONAL REMARKS _____

Documents relating to the land acquired will be filed in the Property File folders listed below.

Property File Code	Legal Description	Acres
L101-1	LA JOLLA PARK BLK 58	5.60
Total Acres in Acquisition		5.60

COUNCIL DISTRICT _____

ASSESSOR PARCELS ACQUIRED:

DISTRIBUTION: Auditor Planning Litter Control Buildings
 Park & Rec. Water Utilities Fire/Brush Mgmt.
 ACQ Supervisor Other _____
 LCN Folder

Prepared by Agnes Sanders

Date 12-28-90



ACQUISITION DATA

THIS FORM IS FILED DIRECTLY UNDER THE "ACQUISITION DATA" DIVIDER.

CONTENTS OF MAJOR DOCUMENTS SECTION

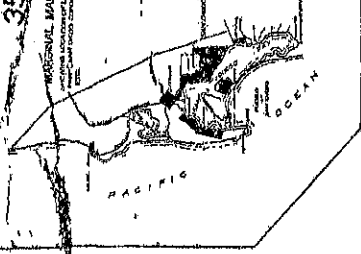
	IN THIS FILE	IN MASTER FILE
1. LAND ACQUISITION RECORD	✓	
2. ASSESSOR MAP OF LAND ACQUIRED	✓	
3. DEED		
4. ACCEPTING RESOLUTION		
5. FINAL ORDER OF CONDEMNATION		
6. TITLE INSURANCE POLICY		
7. 1472 AUTHORIZING ACQUISITION		
8. OTHER DOCUMENTS OF MAJOR IMPORTANCE:		
a. <u>SUBDIVISION MAP 352</u>	✓	
b. <u>MEMO RE: LAND ACQUIRED BY SUB. MAP</u>	✓	
c. _____		
d. _____		
e. _____		
f. _____		
g. _____		
h. _____		

CONTENTS OF MAJOR DOCUMENTS SECTION

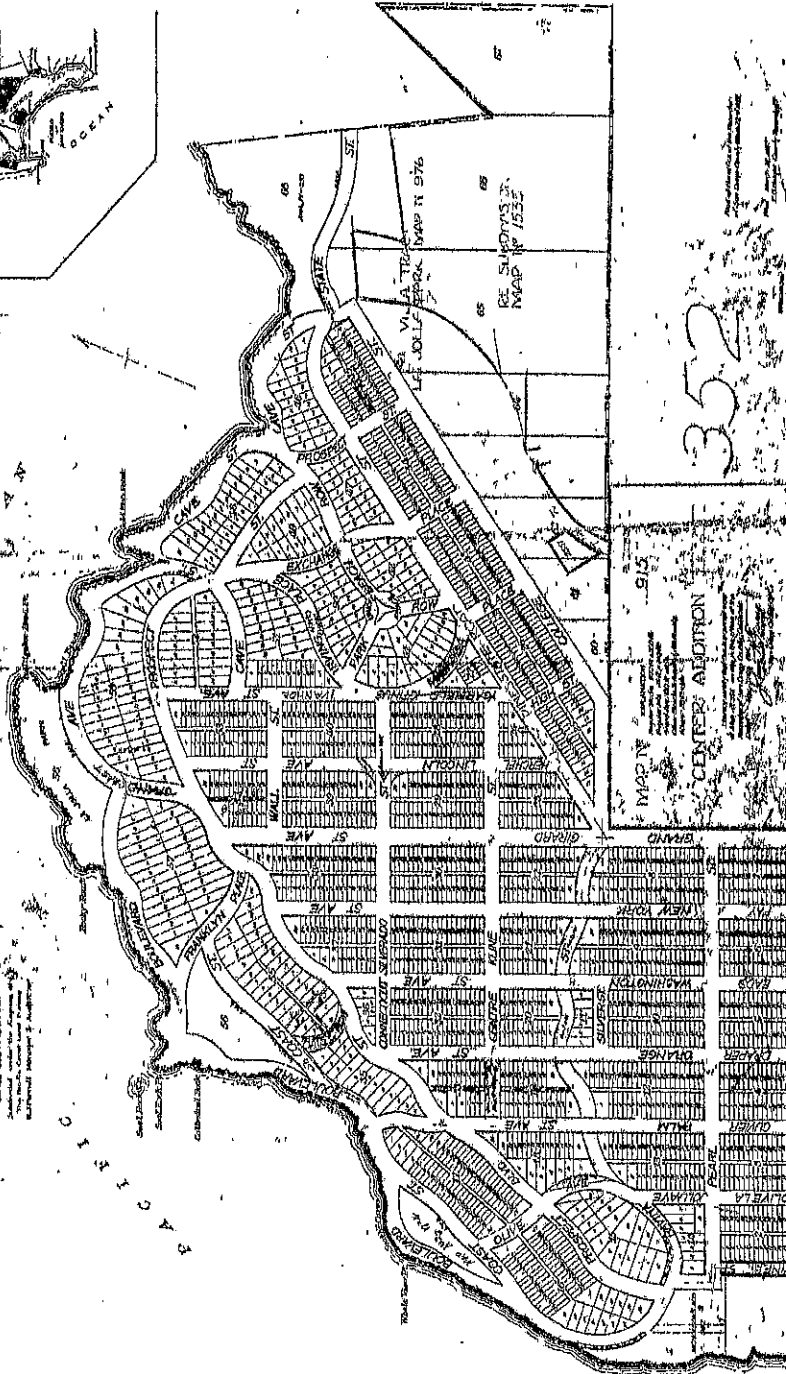
FOR ACQUISITION AB-26 1987201

352

GENERAL MAP
OF THE UNIVERSITY OF CALIFORNIA
LANDS



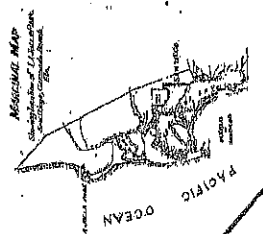
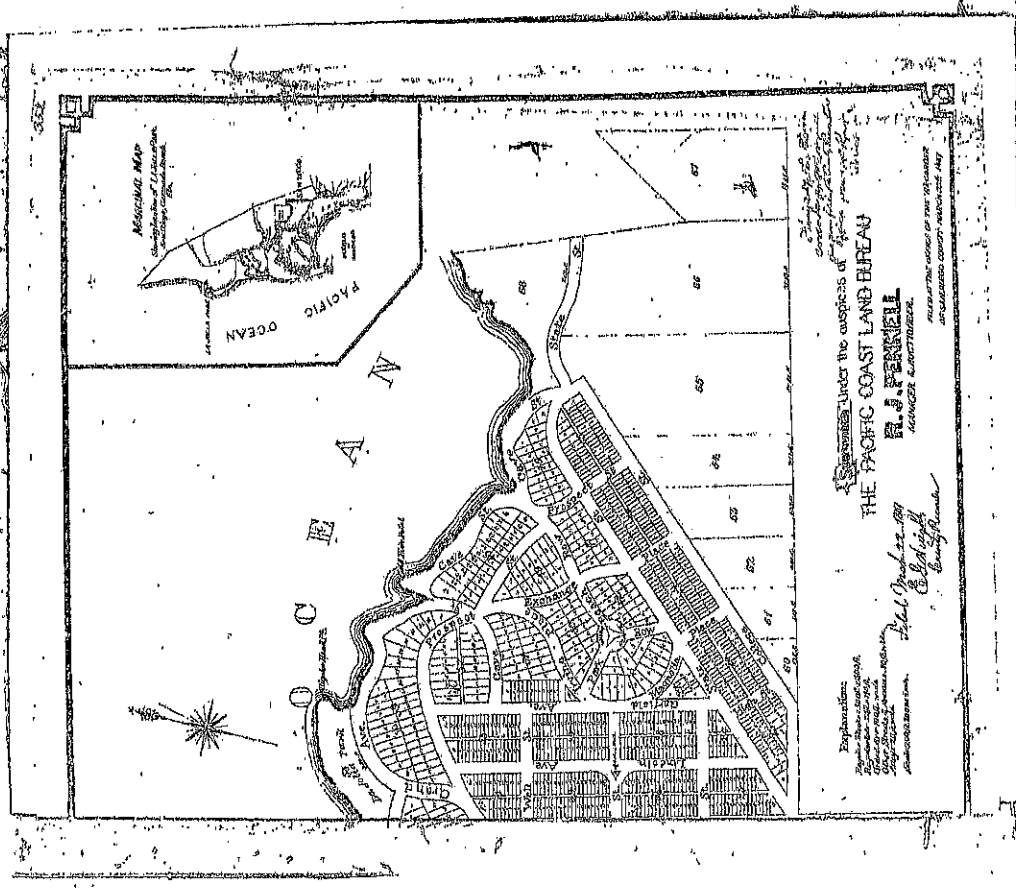
LA JOLLA PARKS
AND RECREATION DISTRICT
PLANNING AND DEVELOPMENT DEPARTMENT
2750 LA JOLLA VILLAGE CENTER
LA JOLLA, CALIFORNIA 92037
1987



352

MAP IV
CENTRE: ANTONIO

30:1



Prepared by
 The Pacific Coast Land Bureau
 1000 Broadway, New York
 Under the auspices of
 THE PACIFIC COAST LAND BUREAU
 R. J. FENNEL
 ATTORNEY AT LAW
 Honolulu, Hawaii
 Prepared at the request of the Hawaiian
 Agricultural Company, Honolulu, Hawaii



RECEIVED

JAN 30 1985

PROPERTY DEPT.

Office of
The City Attorney
City of San Diego

MEMORANDUM

236-6220


DATE: January 29, 1985
TO: Irv Jacobs, Property Department
FROM: City Attorney
SUBJECT: City-owned Land Acquired by Subdivision Map

By memorandum dated January 14, 1985, copy attached, you described a situation whereby the City many years ago followed a practice of acquiring a fee interest in certain properties through the subdivision map process. You asked whether the fact that no grant or quitclaim deeds were involved affects the City's rights in the properties.

A review of the law indicates that besides acquisition of property by deed, there are several other methods of acquiring property rights without deeds. One of the non-deed methods is called "title by dedication" which is more thoroughly described in Ogden's Revised California Real Property Law, Volume I, Chapter 4, Section IV., Subsection A. (§4.10). Ogden's discusses the acquisition of fee title or easement interests under subdivision maps and indicates that any questions regarding property interests acquired by dedication under a subdivision map should be answered by first referring to the provisions of the Subdivision Map Act and related laws which were applicable at the time of each specific acquisition. As a general rule, it appears that the acquisition of both fee interests and easements by subdivision map is both a common and an acceptable method of transferring property to a City.

JOHN W. WITT, City Attorney

By


Harold O. Valderhaug
Deputy City Attorney

HOV:ps:710.5
Attachment

CITY of SAN DIEGO
M E M O R A N D U M

FILE: Job 500003
DATE: January 14, 1985
TO: City Attorney, Attention Hal Valderhaug
FROM: Property Department
SUBJECT: City-Owned Land acquired by Subdivision Map

Our inventory section happened to come across several parcels of land which we acquired in fee simple in 1959 by means of recordation of a file map. These parcels have been owned by us since that time. I believe it was not uncommon in those days for open space and remnant parcels to be given to the City in fee simple by listing them on the cover sheet of the file map. The City Clerk then signed the map, accepting these lots. The Council, in passing a Resolution accepting the map for recordation, would at the same time accept these gift parcels. Would you therefore confirm for us that we do indeed own these parcels despite the fact that no grant deeds exist? I am attaching a sample of this type of acquisition by file map, which was our practice at that time.

Irving L. Jacobs, Property Agent
Acquisition Division

ILJ:sn(1)N1

Attachment

cc: Olin Hughes

L1014 ✓

CITY OF SAN DIEGO, CALIFORNIA								
LAND AND IMPROVEMENT RECORD								
LEGAL DESCRIPTION <i>La Jolla Park, Lot 58</i> La Jolla Park - One Map ELLEN SCRIPPS COVE PARK								
ADDRESS Coast Blvd & Girard Avenue				LOCATION CODE 7-00000-000-0750				
DEPARTMENT AND DIVISION NAME Park				DEPT. AND DIV. NO. 81	CAPITAL ACCOUNT NO. 881			
DATE ACQUIRED 3-22-87	LOT SIZE 1881	AREA (ACRES) 5.6		<p><i>not dedicated acq. thru subdivision dedication & not owned in fee must use for parks or it reverts to previous owners per Jim Stutzman 7-28-72</i></p> <p>PLACE PHOTOSTATIC COPY OF DEED IN THIS SPACE</p> <p>OBSOLETE</p> <p>OBSOLETE</p> <p>OBSOLETE</p>				
HOW ACQUIRED By Map dedication Map #352								
ACQUIRED FOR PURPOSE OF:								
SOURCE OF FUNDS:								
IN USE FOR PURPOSE OF: La Jolla Park								
PURPOSE CODE	SOURCE FUNDS CODE	USE CODE						
LEGISLATION								
DATE ADOPTED	ORDINANCE NO.	RESOLUTION NO.						
DEED DATA								
CITY DOCUMENT NO.	COUNTY RECORDER'S REF. (BOOK AND PAGE NO.)							
TITLE INSURANCE CO. AND POLICY NO.								
OTHER REFERENCES								
PURCHASE PRICE	OTHER INITIAL COSTS	TOTAL COST (LAND)						
REFERENCE								
APPRAISALS								
EXPLANATION	To establish property record as per Auditor's office estimate as of 3-22-87	DATE	2-4-47	VALUE	\$15,000.00			
EXPLANATION		DATE		VALUE				
IMPROVEMENTS OTHER THAN BUILDINGS AND STRUCTURES								
DESCRIPTION	SOURCE FUNDS CODE	POSTING REF.	DATE ACQUIRED		COST			
			CAPITAL ACCT. NO.	EST. LIFE		YR. DEP.	ANNUAL DEPREC.	
SUMMARY OF INVESTMENT								
DATE	REFERENCE	LAND	IMPROVEMENTS	BLDG. & STRUCT.	TOTAL			
DISPOSITION:								

Position in file: at bottom of file

NO OTHER ACQUISITION DATA AVAILABLE FOR THIS FILE.

By AGNES SANDERS

Date 12-28-90