MINUTE ITEM

This Calendar Item No. _____ was approved as Minute Item No. _____ by the State Lands Commission by a vote of _____ to _____ at its _____ meeting.

CALENDAR ITEM

34

4/22/82
W 2400.138
Fossum

PROPOSED INCORPORATION OF TIDE AND SUBMERGED LANDS, SAN DIEGUITO, SAN DIEGO COUNTY

The State Lands Commission has received a request from the San Diego Local Agency Formation Commission (LAFCO) to review and approve the boundaries for the proposed City of San Dieguito, San Diego County.

The proposed incorporation includes areas of historic and existing sovereign tide and submerged lands and as such are subject to the public trust and under the jurisdiction of the State Lands Commission.

Pursuant to Government Code Section 35009, the Commission is to review and approve or deny the proposed boundaries as appropriate and correct. If the Commission wishes to object or protest the proposed incorporation as trustee and legal owner of the tide and submerged lands, a separate authorized written protest is necessary.

The staff of the Commission has reviewed the proposed incorporation boundary description and finds it adequate. Furthermore, staff has no objection to transfer of local police power jurisdiction from the county to the proposed city and therefore submits the recommendations below for approval.

At the March 23, 1982 Commission meeting, a request was made for clarification of the area in question. Because of the 45-day deadline for acceptance or denial of the propriety of the description, the Commission denied without prejudice, the approval of the boundaries. The clarification of the boundaries has now been made.

AB 884: N/A.

EXHIBITS:
A. Land Description.
B. Site Map.
C. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. APPROVE THE PROPOSED BOUNDARIES OF INCORPORATION FOR THE PROPOSED CITY OF SAN DIEGUITO, AS DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 35009.

A 76

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2. APPROVE, AS A LANDOWNER, THE PROPOSED INCORPORATION OF LANDS UNDER THE OWNERSHIP AND JURISDICTION OF THE STATE LANDS COMMISSION, WITHIN THE AREA DESCRIBED IN EXHIBIT "A".

3. AUTHORIZE STAFF TO GIVE THE REQUISITE NOTICES OF SAID APPROVALS TO THE EXECUTIVE OFFICER OF THE SAN DIEGO COUNTY LOCAL AGENCY FORMATION COMMISSION.

EXHIBIT "A"

LAND DESCRIPTION W 2400.138

SAN DIEGUITO COMMUNITIES

PROPOSED INCORPORATION BOUNDARIES

All that territory in the County of San Diego, State of California, lying within the following described boundaries:

Beginning at the Southwest corner of Solana Palisades, Map No. 2560 on file in the office of the County Recorder of said San Diego County, April 26, 1949, said Southwest corner also being a point on the Westerly prolongation of the centerline of Ocean Street as shown on said Map No. 2560;

1. Thence along the following courses and distances according to said Map No. 2560: North 34° 20' West 165.14 feet; North 16° 58' West 146.42 feet; North 60° 38' West 67.32 feet; North 5° 38' 30" East 53.04 feet; North 3° 28' 45" West, 137.27 feet; North 63° 02' East 105.45 feet; North 54° 31' East 84.76 feet; North 65° 36' East 139.35 feet; North 43° 01' 39" East 97.20 feet; North 34° 56' East 56.11 feet and South 66° 29' 10" East 42.18 feet to the Southwesterly right-of-way line of State Highway No. 101, District XI, San Diego County, Route 2, Section A, Map on file in the office of the State Division of Highways in said County;

2. Thence North 55° 18' East in a straight line to the Northeasterly right-of-way line of said State Highway 101;

3. Thence Northwesterly along said Northeasterly right-of-way line to the intersection with a line bearing South 43° 04' 21" West 477.72 feet (Deed) from a point on the Westerly line of the 200 foot right-of-way of the Atchison, Topeka and Santa Fe Railway Company distant thereon 1625.00 feet Southerly from the intersection of said westerly line and the northerly line of said Section 34;

4. Thence North 43°04' 21" East 477.72 feet to the Westerly line of the 200 foot right-of-way of said Atchison, Topeka and Santa Fe Railway Company;

5. Thence Southerly along said Westerly line to a line bearing North 83° 44' 50" West from the Northwest corner of Lot 29 of Seabright Acres, Map No. 2373 on file in the Office of the County Recorder of said San Diego County, December 10, 1946;

6. Thence South 83° 44' 50" East to said Northwest corner of Lot 29;

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7. Thence along the following courses and distances according to said Map No. 2373: South 83° 44' 50" East 219.38 feet; North 41° 04' 30" East 114.91 feet and North 3° 50' 30" West 390.93 feet;

8. Thence North 89° 40' 30" West 20.46 feet;

9. Thence North 03° 50' 30" West 71.78 feet to the beginning of a tangent curve concave Easterly having a radius of 200.00 feet;

10. Thence Northerly along said curve through a central angle of 30° 00' 00" an arc distance of 104.72 feet;

11. Thence tangent to said curve North 26° 09' 30" East 55.00 feet to the beginning of a tangent curve concave Southerly having a radius of 150.00 feet;

12. Thence Easterly along said curve through a central angle of 95° 27' 50" an arc distance of 249.92 feet;

13. Thence tangent to said curve South 58° 22' 40" East 147.00 feet to the beginning of a tangent curve concave westerly having a radius of 150.00 feet;

14. Thence Southerly along said curve through a central angle of 45° 00' 00" an arc distance of 117.81 feet to the Northwesterly corner of land conveyed to Hajime Matsumoto, et al by deed recorded August 16, 1955, in Book 5756, Page 277 of official records in the Office of the County Recorder of said San Diego County, said corner being in the intersection of the Northerly line of the Southwest quarter of the Northwest quarter of said Section 35 with the centerline of said Rios Avenue (R.S.979);

15. Thence along said centerline and the Westerly line of said Matsumoto land South 13° 22' 40" East 155.00 feet;

16. Thence leaving said line South 89° 36' 52" East to a point on the Easterly line of said Matsumoto land said point bears South 02° 43' 04" West 140.00 feet from a point on the Northerly line of the Southwest quarter of the Northwest quarter of said Section 35, distant North 89° 29' West 540.46 feet (North 89°26' 56" West 540.06 feet per Deed) from the Northeast corner thereof;

17. Thence North 02° 43' 04" East 140.00 feet to a point on said Northerly line;

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18. Thence South 89° 29' East along said Northerly line 540.46 feet to the Northeast corner of the Southwest quarter of the Northwest quarter of said Section 35;

19. Thence South 89° 29' East along the Northerly line of the Southeast quarter of the Northwest quarter of said Section 35 to the Northeast corner thereof, as shown on Licensed Surveyors Map No. 375, May 1929:

20. Thence South 89° 28' 50" East (Rec. South 89° 29' East L.S. 375) 666.6 feet along the Northerly line of the Northwest quarter of the Southwest quarter of the Northeast quarter of said Section 35 to the Northeast corner thereof;

21. Thence South 0° 05' East along the Easterly line of said Northwest quarter of the Southwest quarter of the Northeast quarter, 176.24 feet according to Record of Survey Map No. 3749 on file in the Office of the County Recorder of said San Diego County, October 18, 1955;

22. Thence along the following courses and distances as shown on Glencrest Unit No. 2 Map No. 3562 on file in the Office of the County Recorder of said San Diego County, December 13, 1956, South 31° 58' 00" East 101.39 feet, South 64° 53' 24" East 528.54 feet and South 35° 53' 24" East 1000.0 feet;

23. Thence South 83° 19' 03" East 78.13 feet to the Westerly right-of-way line of California State Highway 5 XI-SD-2A, Map on file in the office of the State Division of Highways in said County;

24. Thence generally in Northerly and Northwesterly direction along said Westerly right-of-way line the following courses and distances: North 16° 36' 37" West 65.01 feet; North 22° 14" 09" West 362.66 feet; North 09° 54' 45" West 300.12 feet; North 12° 53' 16" East 292.41 feet; North 08° 50' 29" West 367.48 feet; North 45° 23' 14" West 198.15 feet; North 15° 08' 57" West 394.58 feet; North 58° 23' 03" East 50.0 feet; North 18° 41' 31" West 245.94 feet; North 35° 12' 03" West 120.21 feet and North 53° 42' 39" West 236.30 feet;

25. Thence Northeasterly in a straight line to a point on the West line of the Northeast quarter of the Northeast quarter of said Section 35, distant thereon South 0° 42' 26" West 113.12 feet from the Northwest corner of said Northeast quarter of the Northeast quarter;

26. Thence North 0° 42' 26" East 113.12 feet to said Northwest corner;

27. Thence South 88° 51' 41" East 1317.48 feet along the Northerly line of said Section 35 to the Northwest corner of said Section 36 as shown on Record of Survey Map No. 6692 on file in the Office of the County Recorder of said San Diego County, June 15, 1966;

28. Thence South 89° 50' 56" East 2636.21 feet along the Northerly line of said Section 36 to the North quarter corner thereof according to said Record of Survey No. 6692;

29. Thence South 89° 50' 02" East 496.08 feet along the North line of the Northwest quarter of the Northeast quarter of said Section 36;

30. Thence South 01° 01' 06" West, 658.77 feet;

31. Thence South 89° 48' 08" East, 330.60 feet;

32. Thence North 01° 01' 06" East, 658. 95 feet;

33. Thence South 89° 50' 02" East along said North line 491.10 feet to the Southwest corner of the Southeast quarter of the Southeast quarter of said Section 25;

34. Thence North 00° 22' 52" East along the West line of said Southeast quarter of the Southeast quarter, 681.27 feet according to Rancho de los Caballos, Map No. 8523 on file in the Office of the County Recorder of said County, March 16, 1977;

35. Thence North 89° 36' 07" East 1057.10 feet to the Southwesterly boundary of Rancho Santa Fe, Map No. 1742 on file in the Office of the County Recorder of said San Diego County, December 1922;

36. Thence North 32° 20' West along the Southwesterly line of said Rancho Santa Fe to the Southeasterly corner of Lot 3 of fractional Section 25, Township 13 South, Range 4 West, San Bernardino base and meridian, according to United States Government survey;

37. Thence South 89° 47' West, 638.23 feet along the Southerly line of said Lot 3 to the Southwest corner thereof;

38. Thence North 0° 22' 52" East along the Westerly line of said Lot 3 to the Northwest corner thereof;

39. Thence South 89° 56' 13" West along the East-West center line of said fractional Section 25 to the Southwest corner of the Southwest quarter of the Northeast quarter thereof;

40. Thence along the Westerly line of said quarter-quarter, North 0° 26' 19" East, 780.00 feet;

41. Thence leaving said Westerly line, North 60° 26' 19" East, 959.06 feet;

42. Thence North 0° 26' 19" East, 72.00 feet to a point in the Northerly line of said quarter-quarter distant South 89° 56' 41" East, 830.59 feet from the Northwesterly corner thereof;

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43. Thence continuing North 0° 26' 19" East, 1286.95 feet;

44. Thence South 60° 26' 19" West, 959.06 feet to a point in the Westerly line of the Northwest quarter of the Northeast quarter of said fractional Section 25;

45. Thence Northerly along the Westerly line of said quarter-quarter to the North line of said fractional Section 25;

46. Thence South 89° 49' East, 1579.89 feet to the Westerly line of said Map No. 1742;

47. Thence North 2° 48' West along said Westerly line to an angle point therein, said point being also corner No. 5 as shown on said Licensed Survey Map No. 197;

48. Thence North 43° 30' 30" East along the Northwesterly line of said Map No. 1742 to the Northerly line of En itas Blvd., as shown on Road Survey No. 572 Map thereof led in the office of the County engineer of said Count;

49. Thence Westerly along said Northerly line to the Northwesterly line of the Southeasterly 55.55 feet of said Colony Olivenhain, according to Map No. 326 on file in the County recorders office of said County;

50. Thence Northeasterly along said Northwesterly line to the Easterly prolongation of the Center line of said Fourth Street as shown on Colony Olivenhain;

51. Thence Westerly along said Easterly prolongation to the East line of "H" Street (closed) as shown on said Map No. 326;

52. Thence Northerly along said East Line to the Easterly prolongation of the Northerly Line of Block 24 in said Colony Olivenhain;

53. Thence Westerly along said prolongation to the center line of "H" Street (closed) as shown on said Map No. 326;

54. Thence North 15° 36' 53" East, 863.09 feet and North 15° 39'35" West, 809.17 feet along said center line to the center line of Seventh Street (closed) as shown on said Map No. 326;

55. Thence along said center line of Seventh Street, South 72° 51' 59" East, 252.91 feet;

56. Thence leaving said center line, North 15° 35' 56" East 799.45 feet to the center line of Eighth Street (closed) as shown on said Map No. 326;

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57. Thence North 72° 47' 24" West, 252.92 feet along said center line to the center line of said "H" Street (closed);

58. Thence North 15° 35' 56" East, along said center line to the North line of Ninth Street as shown on said Map No. 326;

59. Thence South 72° 44" 01" East, along said North line to the center line of "J" Street (closed) as shown on said Map No. 326;

60. Thence North 15° 40' 13" East, along said center line of said "J" Street to the Northerly line of Road Survey No. 448 (El Camino Del Norte), Map on file in the County Engineer's Office of said County;

61. Thence Southeasterly along said Northerly line to the Northwesterly line of said Map No. 1742;

62. Thence North 43° 30' 30" East along said Northwesterly line to an angle point therein, said point being also corner No.4 as shown on said Licensed Survey Map No. 197;

63. Thence South 65° 15' 00" East along the Northeasterly line of said Map No. 1742 to the East line of Section 17, Township 13 South, Range 3 West, S.B.B. and M;

64. Thence Northerly along the East line of said Section 17 to the Northeast corner thereof;

65. Thence East along the South line of Section 9, Township 13 South, Range 3 West to the South quarter corner thereof;

66. Thence North along the North and South centerline of said Section 9 to the center thereof;

67. Thence East along the East and West centerline of said Section 9 to the East quarter corner thereof;

68. Thence North along the East line of said Section 9 to the Northeast corner thereof;

69. Thence North along the east line of Section 4, Township 13 South, Range 3 West to the East quarter corner thereof;

70. Thence North along the East line of the Southeast quarter of the Northeast quarter of said Section 4 to the Northeast corner thereof;

71. Thence West along the North line of said quarter-quarter to the Northwest corner thereof;

72. Thence North along the East line of the Northwest quarter of the Northeast quarter of said Section 4 to the Northeast corner thereof;

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73. Thence East along the South line of Section 33, Township 12 South, Range 3 West, to the Southeast corner thereof;

74. Thence North along the East line of the South Quarter of said Section 33 to the Northeast corner thereof;

75. Thence West along the North line of said South Quarter to a point 156.99 feet Westerly from the Southeast corner of the Northeast Quarter of the Southwest Quarter of said Section 33;

76. Thence North 28°54'52" West, 1508.09 feet to the North line of the Southwest Quarter of Section 33;

77. Thence west along the North line of said Southwest quarter to the West quarter corner of said Section 33;

78. Thence Westerly along the East and West centerline of Section 32, Township 12 South, Range 3 West to the intersection with a line bearing North 5° 54' 40" East from a point "A" on the centerline of a 60 foot road easement, said point "A" more specifically described as follows: Beginning at the North-Easterly corner of the Rancho Encinitas, according to Map thereof No. 848, filed in the office of the County Recorder of said San Diego County; thence North 28°46' 50" East, 1461.90 feet and South 73° 42' 30" East, 574.00 feet to said point "A";

79. Thence South 5° 54' 40" West to the centerline of a 60-foot road easement according to Record of Survey Map No. 4874 on file in the office of the County Recorder of said County, January 15, 1959;

80. Thence Northwesterly and Westerly along said centerline to the North and South centerline of said Section 32;

81. Thence south along said North and South centerline to the Northwesterly boundary of said Rancho Las Encinitas;

82. Thence North 75°47'10" East along said Northwesterly boundary to the Northeast corner of Fractional Lot 6 of said Rancho Las Encinitas;

83. Thence Southerly along the East line of said Lot 6 to the Southerly line thereof;

84. Thence Westerly along the Southerly line of said Lot to the Southwesterly corner thereof;

85. Thence Southerly along the Easterly lines of Lots 8 and 15 of said Map No. 848 to the Southerly line of said Lot 15;

86. Thence Westerly along said line to a point 835.00 feet Easterly from the Southwest corner of said Lot 15;

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87. Thence North 6°40'West, 612.00 feet;

88. Thence North 87°25'34" West, 808.75 feet to the Westerly line of said Lot 15;

89. Thence Southerly along said line to the Southerly line of Lot 14, said Map No. 848;

90. Thence Westerly along said Southerly line to the Southwesterly line of Road Survey No. 454-A (Rancho Santa Fe Road), Map on file in the County Engineer's Office of said County;

91. Thence Northwesterly along said Southwesterly line to a line bearing North 87°03'55" East from a point on the Westerly line of Lot 13, of Map No. 848, distant thereon 1323.85 feet Northerly from the Southwest corner thereof;

92. Thence South 87°03'55" West to said Westerly line of Lot 13 being also the Easterly line of Lot 12 of said Map 848;

93. Thence Southerly along said Easterly line to the Northerly line of the Southerly 76.90 acres of said Lot 12;

94. Thence Westerly along said Northerly line to the Westerly line of said Lot;

95. Thence Southerly along said Westerly line of Lot 12 to the Southerly line of Lot 1 in Section 11, Township 13 South, Range 4 West, San Bernardino Base and Meridian;

96. Thence Westerly along said Southerly line and along the Southerly line of the North Quarter of said Section 11, to the Westerly line thereof;

97. Thence Northerly along the Westerly lines of Sections 11 and 2, said Township and Range, to the Northerly line of said Section 2;

98. Thence Easterly along said Northerly line to the North-South center line of Section 35, Township 12 South, Range 4 West;

99. Thence Northerly along said North-South center line and along the Easterly line of Lot 7 thereof, to the Southerly line of Road Survey 1796 (La Costa Avenue) map on file in the County Engineer's Office of said County;

100. Thence Westerly along said Southerly line of La Costa Avenue and Southerly along the Southeasterly line of Frontage Road as shown on State Highway XI-SD-2A (Highway 5) map on file in the office of the State Division of Highways in said County, to the Northerly line of the Southeast Quarter of the Southeast Quarter of Section 33, Township 12 South, Range 4 West, S.B.B. & M.;

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101. Thence Westerly along said Northerly line to the Westerly line of said Highway 5;

102. Thence Northerly along said Westerly line to an angle point thereon being South 34°47'19" East, 166.97 feet from the most Northerly corner of Lot 8, of said Section 33;

103. Thence North 34°47'19" West, 166.97 feet to said most Northerly corner of Lot 8, being also the Southeasterly line of Lot 18, of said section;

104. Thence along the Southeasterly lines of Lots 18 and 19 in Section 33 as follows:

a. South 73°12'41" West, 331.65 feet;
b. South 62°12'41" West, 530.64 feet;
c. South 36°42'21" West, 729.63 feet;
d. South 32°12'41" West to the Southerly line of said Lot 19;

105. Thence South 88°15'30" West, 862.29 feet;

106. Thence South 66°46' West to the Southwesterly line of State Highway 101 (XI-SD-2-B) Map on file in the Office of the State Division of Highways of said County;

107. Thence Southeasterly along said line to a line bearing North 89°53' East from the Northeast corner of Sea Bluffe Village according to Map thereof No. 7274, records of said County;

108. Thence South 89°53' West to said Northeast corner;

109. Thence North 27°26'47" West, 268.68 feet to the Southeasterly line of a 60 feet easement conveyed to Milton R. and Audrey J. Nims, recorded April 29, 1976 as file page 76-127563 of Official Records of said County;

110. Thence along said Southeasterly line as follows:

a. Southwesterly 15.00 feet along the arc of a 159.50 foot non-tangent curve concave Southeasterly, a radial line bearing South 55°35'41" East from said point to the beginning of a reverse 219.50 foot radius curve concave Northwesterly;

b. Southwesterly 179.87 feet along said curve to the beginning of a reverse 159.50 foot radius curve concave Southeasterly;

c. Southwesterly 47.23 feet along said curve;

d. South 59° West, 28.00 feet to the beginning of a tangent 230.00 foot radius curve concave Northwesterly;

e. Southwesterly along said curve 36.62 feet;

111. Thence South 14° East, 73.37 feet to the North line of said Map No. 7274;

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112. Thence South 89° 53' West, 61.81 feet;

113. Thence North 13° 59' 20" West, 117.25 feet (record, North 14° West 116.37 feet);

114. Thence North 78° 12' West, 100.00 feet;

115. Thence North 67° 32' West, 75.00 feet;

116. Thence North 51° 04' West, 77.50 feet;

117. Thence South 64° 16' West to the Mean High Tide Line of the Pacific Ocean;

118. Thence due West, 3 geographical miles or more to the offshore boundary of the State of California;

119. Thence southerly along said offshore boundary of the State of California to the Southwesterly prolongation of the center line of Ocean Street according to said Map No. 2560;

120. Thence Northeasterly along said prolongation to the Southwest corner of Solana Palisades according to said Map No. 2560 and the point of beginning.

END OF DESCRIPTION

REVISED MARCH 8, 1982 BY TECHNICAL SERVICES UNIT, ROY MINNICK, SUPERVISOR.

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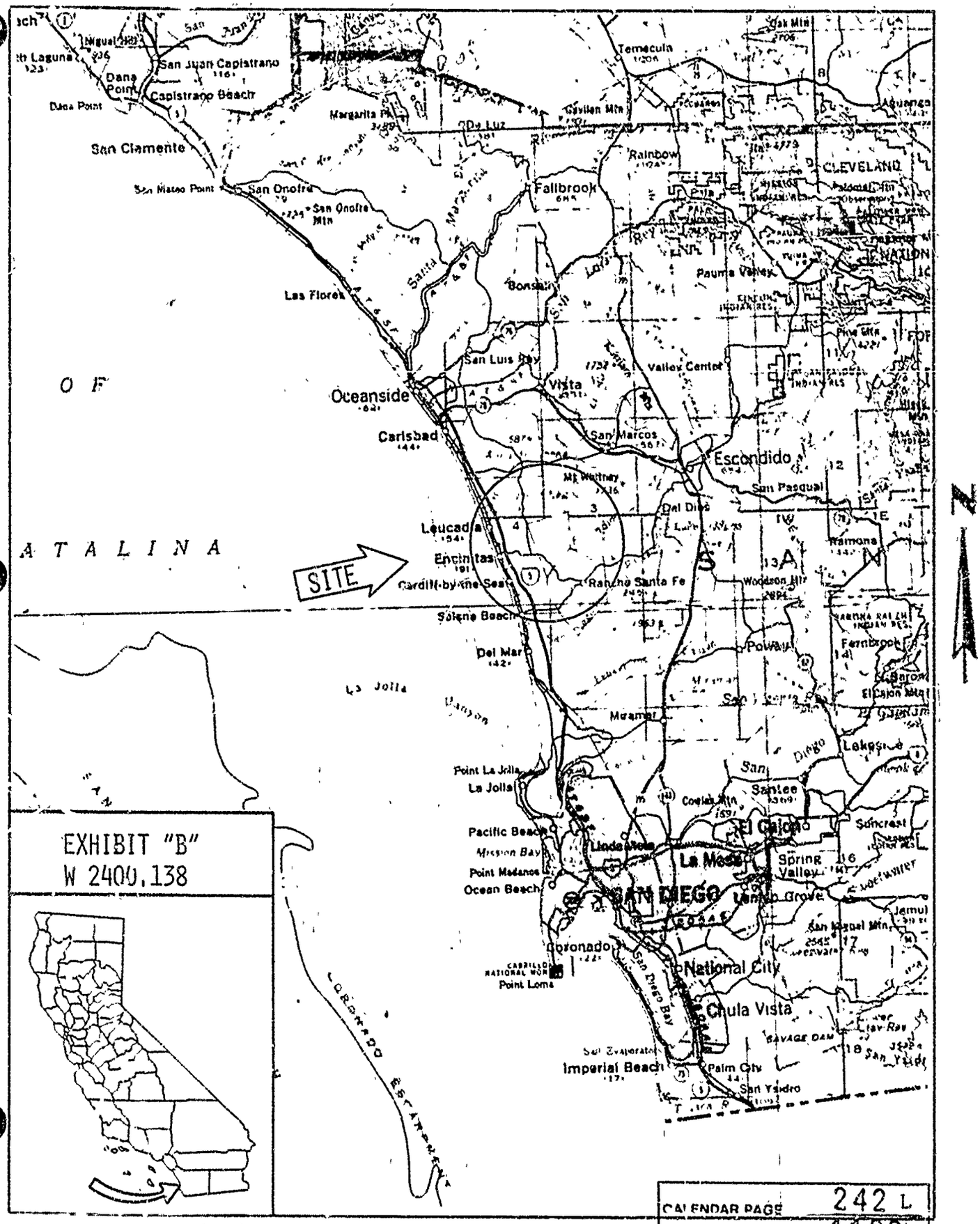

(Added 4/15/82)

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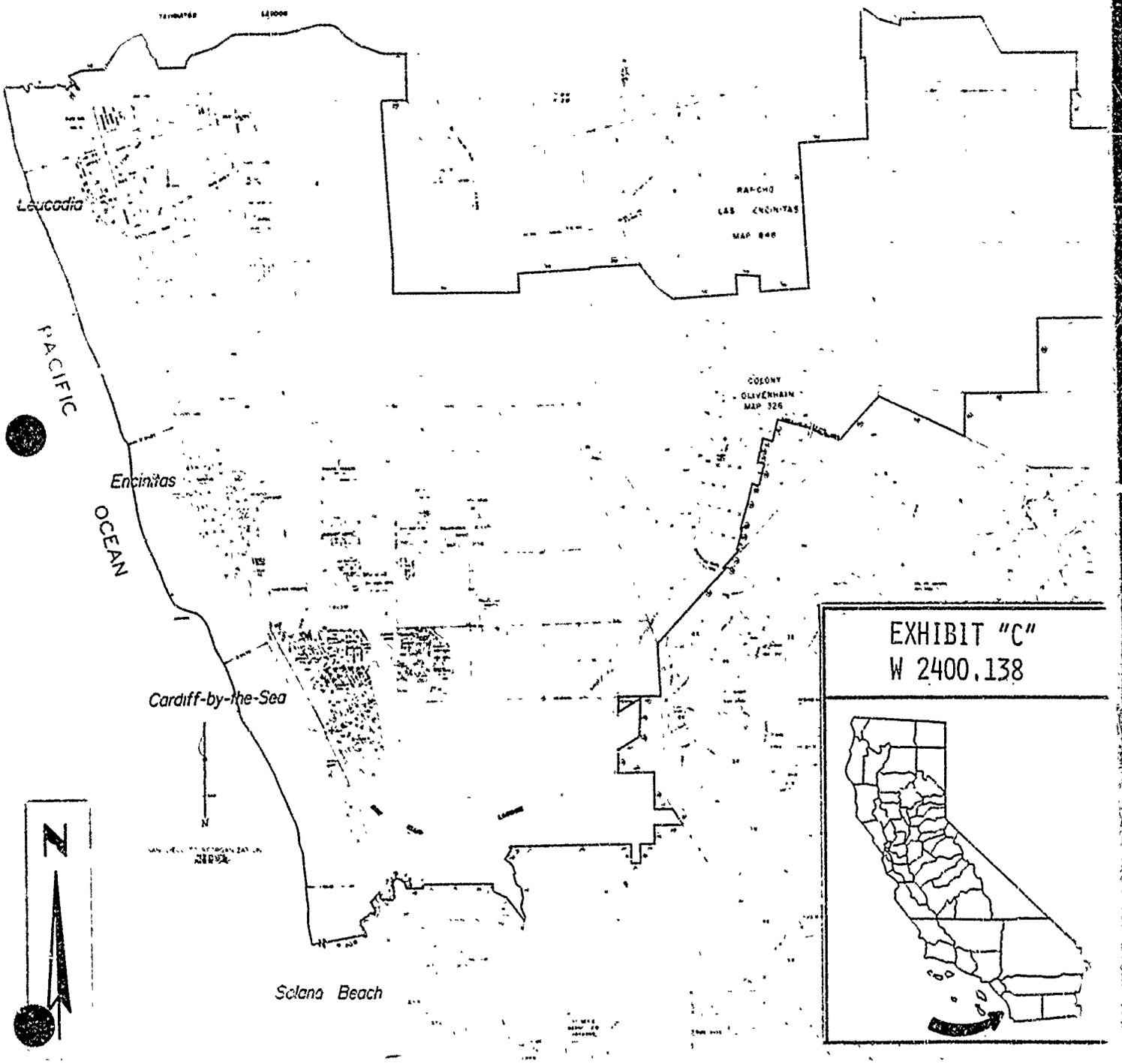

EXHIBIT "C"
W 2400.138

(Added 4/15/82)

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