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RECORDING REQUESTED BY DEPARTMENT OF GENERAL  
SERVICES FOR THE BENEFIT OF THE COUNTY OF SAN DIEGO  
PER GOVERNMENT CODE SECTION 27383

**WHEN RECORDED, PLEASE RETURN  
THIS INSTRUMENT TO:**

**(MAIL STATION A45)**

Clerk, Board of Supervisors  
San Diego County Administration Center  
1600 Pacific Highway  
San Diego, California 92101

**DOC# 2024-0186578**



Jul 19, 2024 01:56 PM  
OFFICIAL RECORDS  
JORDAN Z. MARKS,  
SAN DIEGO COUNTY RECORDER  
FEES: \$0.00 (SB2 Atkins: \$0.00)

PAGES: 6

**SPACE ABOVE FOR RECORDER'S USE ONLY**

Assessor No.: 290-141-42

RESOLUTION No.: 24-092

Meeting Date: July 17, 2024(04)

**RESOLUTION TO SUMMARILY VACATE A PORTION OF ENGINEERS ROAD, IN THE  
CUYAMACA COMMUNITY OF THE CENTRAL MOUNTAIN SUBREGIONAL PLAN**

**AREA**

**(VAC 2022-0160)**

WHEREAS, Engineers Road was dedicated to the County of San Diego (County) by the document recorded June 17, 1937 in Book 666, Page 129 of Official Records of San Diego County; and

WHEREAS, the owner of Assessor's Parcel Number (APN) 290-141-42 has requested that the County of San Diego, General Services, Asset Management Division, summarily vacate the unused portion of Engineers Road that bisects their property, as more specifically described in Exhibit "A" and depicted in Exhibit "B" attached hereto; and

WHEREAS, the California Streets and Highways Code, at Chapter 4, of Part 3, of Division 9, commencing with Section 8330 and following, provides for the summary vacation of such interests; and

WHEREAS, after investigation, County of San Diego Public Works recommends approval of

the proposed vacation.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of San Diego makes the following findings and determinations:

1. The portion of Engineers Road, as described in Exhibit "A," together with the rights to extend drainage facilities, excavation, and embankment slopes beyond the right-of-way, is determined to be excess right-of-way not required for street or highway purposes pursuant to California Streets and Highways Code section 8334 because the road was never constructed, is not County-maintained, and is not part of the General Plan Mobility Element. Therefore, the Board finds that Engineers Road, together with the rights to extend drainage facilities, excavation, and embankment slopes beyond the right-of-way, may be summarily vacated pursuant to California Streets and Highways Code section 8334.

2. The proposed summary vacation conforms to the San Diego County General Plan pursuant to California Streets and Highways Code section 8313 and Government Code section 65402.

3. The portion of Engineers Road to be vacated is not useful as a non-motorized transportation facility pursuant to California Streets and Highways Code sections 892 and 8314.

4. There are no in-place public utility facilities that are in use and would be affected by the vacation pursuant to California Streets and Highways Code section 8334.5.

5. The proposed summary vacation is in the public interest because there is a public convenience associated with the removal of an encumbrance from private lands that is no longer needed for public road purposes and in this case, there is also a public benefit through improved use of the lands made available by the vacation.

BE IT FURTHER RESOLVED AND ORDERED that the portion of Engineers Road is hereby summarily vacated pursuant to Division 9, Part 3, Chapter 4, Sections 8330-8336, of the California Streets and Highways Code; the Clerk of the Board of Supervisors shall cause a copy of this Resolution, including Exhibit "A" and "B" to be recorded pursuant to California Streets and Highways Code section 8336; and from and after the date of the recording of this Resolution, the subject area no longer constitutes a right-of-way, street, highway or public service easement.

THE FACTS UPON WHICH THIS VACATION IS MADE ARE AS FOLLOWS:

The portion of Engineers Road proposed for summary vacation is located in the unincorporated area of the County in the vicinity of Cuyamaca, in the Central Mountain Subregional Plan Area. The portion to be vacated was dedicated to the County of San Diego (County) as a 60' wide public highway

in the document recorded June 17, 1937 in Book 666, Page 129 of Official Records of San Diego County. The Department of Parks and Recreation has determined the portion of Engineers Road to be vacated is not needed for trail purposes because there are no community adopted trails or pathways planned for this area in the General Plan Community Trails Network that could utilize the portion of Engineers Road for public trail or portions thereof. Therefore, the proposed area to be summarily vacated is not useful as a non-motorized transportation facility pursuant to Streets and Highways Code sections 892 and 8314. The Department of Planning and Development Services confirmed the proposed summary vacations are in conformance with the County of San Diego General Plan in a letter dated May 10, 2024. There are no in-use public utilities in the portion to be vacated as described in Exhibit "A." Public Works determined there is no current or future need for this portion of Engineers Road to be vacated because this portion of Engineers Road has not been constructed, is not County-maintained, and is not part of the General Plan Mobility Element. The easement to be summarily vacated is located entirely within the applicant's property, more particularly described in Exhibit "A." No property owner would be land-locked as a result of the proposed vacation. Therefore, the easement is excess right-of-way not required for street or highway purposes.

The proposed summary vacation is in the public interest because there is a public convenience associated with the removal of an encumbrance from private land that is no longer needed for public road purposes and in this case, there is also a public benefit through improved use of the land made available by the vacation.

#### **LEGAL DESCRIPTION OF REAL PROPERTY TO BE SUMMARILY VACATED**

SEE EXHIBIT "A" LEGAL DESCRIPTION, ATTACHED HERETO CONSISTING OF ONE (1) PAGE, AND MADE A PART HEREOF, AND DEPICTED ON EXHIBIT "B," ATTACHED HERETO, CONSISTING OF ONE (1) PAGE, FOR ILLUSTRATIVE PURPOSES ONLY.

Approved as to form and legality:

CLAUDIA G. SILVA, County Counsel

By: THOMAS L. BOSWORTH, Senior Deputy County Counsel

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**

**Parcel No. 2022-0160-A**

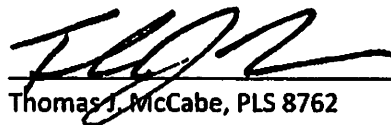
**{04.15.2024}**

**(TJM:WAR:tjm)**

All of that certain 60.00 foot wide public highway easement dedicated to the County of San Diego in the document entitled "Easement for County Highway Road Survey 531", recorded June 17, 1937 in Book 666, Page 129 of Official Records of San Diego County, State of California, lying within the land conveyed to Jessica B. Smith and Andrew M. Smith in the Grant Deed recorded December 14, 2023, in the Office of the County Recorder of said San Diego County as Document No. 2023-0344179 of Official Records of said County (Smith's land).

**EXCEPTING THEREFROM** that portion lying within the Southerly 30.00 feet of said Smith's land.

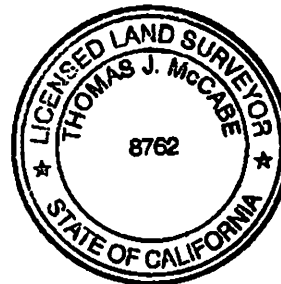
Contains approximately 0.696 acres.

  
\_\_\_\_\_  
Thomas J. McCabe, PLS 8762

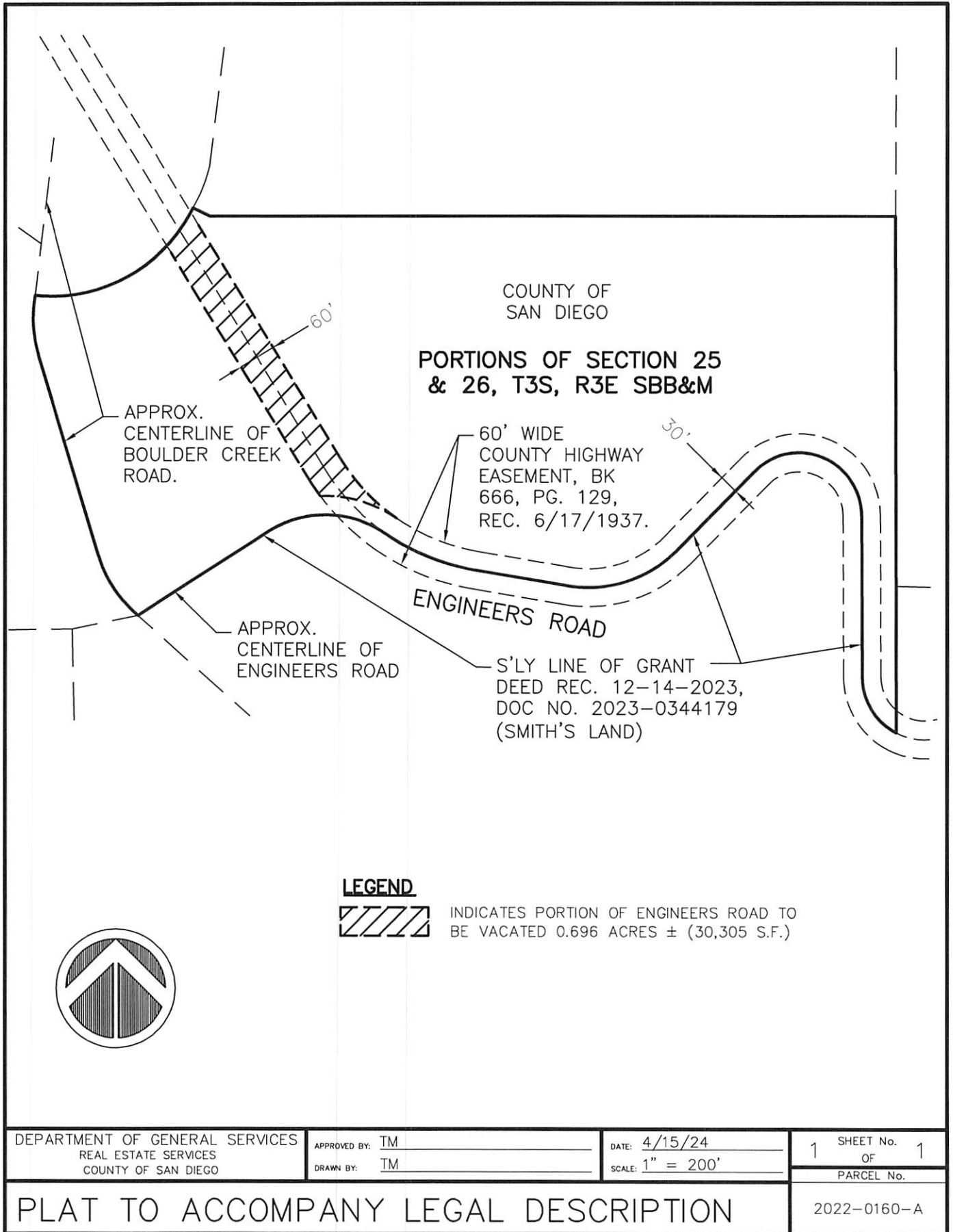
4-29-2024

Date

Senior Land Surveyor  
County of San Diego  
Department of General Services  
Asset Management Division



# EXHIBIT "B"



ON MOTION of Supervisor Desmond, seconded by Supervisor Anderson, the above Resolution was passed and adopted by the Board of Supervisors, County of San Diego, State of California, on this 17th day of July 2024, by the following vote:

AYES: Anderson, Lawson-Remer, Montgomery Steppe, Desmond

ABSENT: Vargas

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STATE OF CALIFORNIA)  
County of San Diego) §

I hereby certify that the foregoing is a full, true and correct copy of the Original Resolution entered in the Minutes of the Board of Supervisors.

ANDREW POTTER  
Clerk of the Board of Supervisors

By: Janely Valdivia  
Janely Valdivia, Deputy



Resolution No. 24-092  
Meeting Date: 07/17/2024 (04)