

45959

MAIL TO  
SAN DIEGO GAS & ELECTRIC CO.  
P. O. BOX 1831  
SAN DIEGO 12, CALIFORNIA  
ATTN. OF C. F. RAUNER

NO TAX  
GRANT OF EASEMENT

All Correspondence in 1370  
connection with Contract  
should include Reference  
to No. NF(R)-4846 - incorrect

THIS INDENTURE, made the 19<sup>th</sup> day of September 1968,  
between the United States of America, herein called the Govern-  
ment, acting by and through the Department of the Navy, and San  
Diego Gas and Electric Company, herein called the Grantee.

WHEREAS, the Government owns that certain real property  
known and identified as the Marine Corps Base, Camp Pendleton,  
California, herein called the Base; and

WHEREAS, the Grantee has requested the conveyance of an  
easement for the construction, installation, maintenance, oper-  
ation, repair and replacement of two 138 KV power transmission  
lines and appurtenant distribution tie lines, together with  
appropriate right of ingress and egress, over and across that  
portion of the Base hereinafter described; and

WHEREAS, the Grantee owns an easement for electrical power  
transmission tie line situate on said Base as described and set  
forth in Grant of Easement NOy(R)-67817, dated June 15, 1964, and  
recorded September 25, 1964, as Document No. 175858, Series 5,  
Book 1964, of the Official Records of San Diego County, herein-  
after referred to as "old Easement"; and

WHEREAS, the said "old Easement" has been found inadequate  
and is too far north to meet plans and expected utility demands  
for service by the Grantee; and

WHEREAS, the Grantee has proposed to give the Government a  
Quitclaim Deed covering the said "old Easement" and requests just  
compensation for same to be applied as credit toward the consid-  
eration to be paid for the easement to be conveyed; and

WHEREAS, it is agreed by the parties hereto that a new  
easement is necessary for Grantee's use in supplying services as  
a public utility; and

173583  
FILE PAGE NO.  
RECORDED REQUEST OF  
SAN DIEGO GAS & ELECTRIC CO.

OCT 4 4 26 PM '68

SERIES 5 BOOK 1968  
OFFICIAL RECORDS  
SAN DIEGO COUNTY, CALIF.  
A. S. GRAY, RECORDER

51370

ORIGINAL

TL 695, TL 13812, TL 13850

1341

WHEREAS, it has been determined that the alignment of the proposed substitute easement is preferable from a military standpoint, since it will be more nearly adjacent to a route already occupied by a company-owned service line, and will therefore be of benefit to the Government; and

WHEREAS, the Secretary of the Navy has found that the grant of such easement on the terms and conditions hereinafter stated is not incompatible with the public interest:

NOW, this Indenture witnesseth that, in consideration of the benefits to be derived by the Government and, in consideration of the aforesaid Quitclaim Deed from Grantee to the Government and Eight Thousand Three Hundred and Sixty-Eight Dollars (\$8,368) paid by the Grantee to the Government, the Government, pursuant to the authority of Title 43 United States Code Section 961 hereby grants unto the said Grantee and its successors and assigns, for a period of 50 years from the date hereof, an easement for the construction, installation, maintenance, operation, repair and replacement of two 138 KV power transmission lines and appurtenant distribution tie lines, herein called the Lines, together with such rights of ingress and egress, over adjacent Government property as may be designated by the Government, which are necessary for the exercise of the rights herein granted, said Lines to extend through, over and across and be confined to that portion of the Base, herein called the Premises, which is described as follows:

Those certain 100.00 foot-wide and 20.00 foot-wide strips of land over and across Section 11 and Section 2, Township 9 South, Range 7 West, San Bernardino Base and Meridian, lying within Rancho Santa Margarita Y Las Flores, in the County of San Diego, State of California, as shown on Record of Survey Map No. 794, filed in the office of the County Recorder of said County of San Diego, January 17, 1940, as vested in the United States of America by Decree on Declaration of Taking, District Court, United States, Southern District of California, Southern Division, No. 197 - S.D. Civil, described in a Deed recorded in Book 1448 at page 192 of Official Records of said County of San Diego, said 100.00 foot strip of land being 50.00 feet when measured at right angles on each side, from the following described center line:

1312

Commencing at Santa Margarita Witness Corner No. 38 as shown on Record of Survey Map No. 652, filed in the office of the County Recorder of said County of San Diego and shown as a witness corner on said Record of Survey Map No. 794; thence North 13° 13' 42.69" East, along the Westerly line of said Rancho Santa Margarita Y Las Flores, a distance of 7897.81 feet to a point, which said point is the TRUE POINT OF BEGINNING of the center line of the right of way herein described; thence from said TRUE POINT OF BEGINNING North 84° 29' 34" East, a distance of 1504.42 feet to a point hereinafter known and designated as Point "B"; thence from said Point "B" North 53° 14' 26" East, a distance of 1874.02 feet to a point in that certain course in the center line description of the right of way, 100.00 feet wide, described in an easement from the United States of America to San Diego Consolidated Gas & Electric Company, dated June 10, 1943, and recorded October 14, 1943, as Document No. 66614, in Book 1572, page 252 of Official Records of said County of San Diego, said certain course is described in said easement as having a bearing of North 31° 46' 24" West and a length of 8,802.98 feet, said last mentioned point bears South 31° 46' 24" East, a distance of 919.70 feet measured along said certain course, from the Northwest extremity thereof.

ALSO: Said 20.00 foot strip of land being 10.00 feet when measured at right angles on each side, from the following described center line.

Beginning at the point described above as Point "B", thence South 21° 08' 00" East, a distance of 111.92 feet.

EXCEPTING FROM said 20.00 foot strip any portion thereof lying within the boundaries of the above described 100.00 foot strip.

ALSO: EXCEPTING FROM said 100.00 foot strip any portion thereof lying within said existing easement recorded in Book 1572 at Page 252 of Official Records of said County of San Diego.

The net area contains 7.67 acres, more or less.

All as delineated on the map, marked EXHIBIT "A", attached hereto and made part hereof.

THIS EASEMENT is granted subject to the following terms and conditions:

1. All work in connection with the construction, installation, operation, repair and replacement of the Lines shall be done without cost or expense to the Department of the Navy and in accordance

CHECKED BY  
D. BRAND  
9-30-68

-3-

SURVEY T-1125-13-A

with plans previously approved by the Commander, Southwest Division, Naval Facilities Engineering Command, hereinafter referred to as the Commander.

1343

2. The Grantee shall maintain the Premises and the Lines in good condition at all times and shall promptly make all repairs thereto which may be necessary for the preservation of the condition of the Premises and the continued operation and maintenance of the Lines.

3. The Grantee's rights hereunder shall be subject to such reasonable rules and regulations as may be promulgated by the Government to insure that the exercise of such rights shall not interfere with the Government activities at the Base.

4. Upon termination of the easement granted herein, if desired by the Government, the Grantee, at its expense, shall remove any and all improvements installed or constructed hereunder and restore the Premises to the same or as good condition as that which existed prior to the exercise by the Grantee of its rights hereunder, such restoration to be effected to the satisfaction of the Commander.

5. All or any part of the easement herein granted may be terminated upon failure on the part of the Grantee to comply with any of the terms and conditions of this grant; upon abandonment of the rights granted herein; or upon nonuse of such rights for a period of two consecutive years.

6. The Government may use the Premises which are the subject of this easement for any purpose which does not create an unreasonable interference with the use or enjoyment by the Grantee of the easement rights granted herein.

IN WITNESS WHEREOF, the Government, acting by and through the Department of the Navy, has caused this instrument to be executed the day and year first above written.

134.

Approved as to form:

Stewart R. Foutz  
Counsel for SOWESTDIV

UNITED STATES OF AMERICA

By R. R. Wooding  
R. R. WOODING, RADM, CEC, USN  
By direction of the Commander  
Naval Facilities Engineering  
Command, acting under the  
direction of the Secretary of  
the Navy

STATE OF CALIFORNIA )  
COUNTY OF SAN DIEGO ) ss.

On this 19<sup>th</sup> day of September, in the year  
1968, before me, MARIE H. WENDT, a Notary Public  
in and for said County and State, personally appeared

R. R. WOODING known to me to be the person  
whose name is subscribed to the within instrument and acknowledged  
that he executed the same by direction of the Commander, Naval  
Facilities Engineering Command, acting under the direction of  
the Secretary of the Navy, U.S.A.



Marie H. Wendt  
Notary Public

My Commission Expires June 5, 1970

227382

1406

Return for **SAN DIEGO GAS & ELECTRIC CO.**  
*H. C. F. Rawner*

DEC 21 9 22 PM '68

OFFICIAL RECORDS  
SAN DIEGO COUNTY, CALIF.  
A. S. GRAY, RECORDER

\$3.60

DOCUMENTARY TRANSFER TAX \$ 0

CONSENT TO GRANT OF EASEMENT Location:  
unincorporated area

SOUTHERN CALIFORNIA EDISON COMPANY, a corporation, hereinafter referred to as the "vested interest holder", does hereby consent to the grant of that certain Right of Way Easement from the United States of America, acting by and through the Secretary of the Navy, to SAN DIEGO GAS & ELECTRIC COMPANY, a corporation, recorded on October 4, 1968 in Book 1968, page 173583 of Official Records, in the office of the County Recorder of San Diego County, State of California.

The aforesaid consent is granted subject to the interest of said vested interest holder by virtue of an easement recorded on May 12, 1964, in Book 1964, page 85890 of Official Records, in the office of the County Recorder of said San Diego County.

The vested interest holder does hereby agree that SAN DIEGO GAS & ELECTRIC COMPANY shall have the right to use said Right of Way Easement, subject to the said prior interest and rights of said vested interest holder, and SAN DIEGO GAS & ELECTRIC COMPANY, by the acceptance of this instrument, agrees to hold harmless and indemnify said vested interest holder, its successors and assigns, from and against all damage to the equipment and facilities of said vested interest holder caused by, or resulting from, the construction, maintenance and/or repair of improvements or installations made by or for SAN DIEGO GAS & ELECTRIC COMPANY.

IN WITNESS WHEREOF, said vested interest holder has caused its corporate name and seal to be affixed hereto, and this instrument to be executed by its officers thereunto duly authorized, this 6 day of December, 1968.

APPROVED AS TO DESCRIPTION  
P. B. PEECOCK, MGR. By SR  
DATE 12/21/68 R/W & LAND DEPT.  
SER. 39726A  
I.O. —  
FUNC. 214

APPROVED AS TO FORM:  
ROLLIN E. WOODBURY  
Vice President & General Counsel  
By William D. Smith  
Assistant Counsel  
Dec. 3, 1968

SOUTHERN CALIFORNIA EDISON COMPANY

By Robert M. Cole  
Vice President

By W. S. Riley  
Assistant Secretary

ORIGINAL

Consent to Grant of Easement  
Southern California Edison Company, a corp.,  
San Diego Gas & Electric Company, a corp.  
Serial No. 39721A

1409

STATE OF CALIFORNIA  
COUNTY OF Los Angeles } ss.

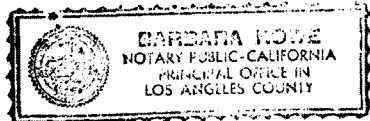
On this 6 day of November, 1968, before me, a Notary Public in and for said State, personally appeared Robert H. Hill, known to me to be a Vice President, and William J. Hill, known to me to be an Assistant Secretary of Southern California Edison Company, the corporation that executed the within instrument, known to me to be the persons who executed the within instrument on behalf of the corporation herein named, and acknowledged to me that such corporation executed the same, pursuant to its by-laws or a resolution of its board of directors.

WITNESS my hand and official seal.

Barbara Rowe

BARBARA ROWE

My Commission Expires June 14, 1970



ORIGINAL

DESCRIPTION 138 KV CROSSING SOUTHERN CALIFORNIA EDISON  
200-FOOT RIGHT OF WAY

That certain 100.00 foot-wide strip of land over and across that certain 200.00 foot-wide Grant of Easement to Southern California Edison Company, a California corporation, recorded May 12, 1964, at Recorder's File/Page No. 85890 of Official Records of San Diego County, California, Government designation RCy(R) 67913, lying within Section 2, Township 9 South, Range 7 West, San Bernardino Base and Meridian, in Rancho Santa Margarita Y Las Flores, as shown on Record of Survey Map No. 794, filed in the office of the County Recorder of said County of San Diego, January 17, 1940, said 100.00 foot-wide strip of land being 50.00 feet, when measured at right angles on each side of the following described center line:

Commencing at Santa Margarita Witness Corner No. 38 as shown on Record of Survey Map No. 652, filed in the office of the County Recorder of said County of San Diego and shown as a witness corner on said Record of Survey Map No. 794; thence North 13° 13' 42.69" East, along the Westerly line of said Rancho Santa Margarita Y Las Flores, a distance of 7897.81 feet; thence leaving said Rancho line North 04° 29' 34" East, a distance of 1504.42 feet to a point; thence North 53° 14' 26" East, a distance of 1874.02 feet to a point in that certain course in the center line description of the right of way, 100.00 feet wide, described in an easement from the United States of America to San Diego Consolidated Gas & Electric Company, dated June 10, 1943, and recorded October 14, 1943, as Document No. 66614, in Book 1572, page 252 of Official Records of said County of San Diego, said certain course is described in said easement as having a bearing of North 31° 46' 24" West and a length 8,802.98 feet, said last mentioned point bears South 31° 46' 24" East, a distance of 919.70 feet measured along said certain course, from the Northwest extremity thereof, said point is the TRUE POINT OF BEGINNING of the center line herein described; thence from said TRUE POINT OF BEGINNING



South 53° 14' 26" West 260 feet, more or less, to the Southwesterly  
right of way line of said 200.00 foot-wide Southern California Edison  
Company's easement.

EXCEPTING FROM the above description that portion lying within said  
San Diego Consolidated Gas & Electric Company's 100.00 foot-wide right of  
way.

RAWN BY DEH  
HECKED BY POW  
KETCH NO. 0-925-A

CONSENT TO GRANT OF EASEMENT

SOUTHERN CALIFORNIA EDISON COMPANY, a corporation, as the owner of easement interest in and over those certain parcels of lands situated in the County of San Diego, State of California, affected by that certain Grant of Easement from the United States of America, acting by and through the Department of the Navy, to SAN DIEGO GAS & ELECTRIC COMPANY, a corporation, recorded \_\_\_\_\_, 1967, in Series 8, Book 1967 at Recorder's File/Page No. \_\_\_\_\_ of Official Records in the Office of the County Recorder of San Diego County, State of California, does hereby consent to said Grant of Easement.

The hereinabove referred to interest was acquired under and by virtue of that certain Grant of Easement for electric transmission lines and incidental purposes, granted to Southern California Edison Company, a corporation, by the United States of America, acting by and through the Department of the Navy, by instrument dated May 12, 1964, and recorded on May 12, 1964, in Series 5, Book 1964 at Recorder's File/Page No. 85890 of Official Records in the Office of the County Recorder of said County.

IN WITNESS WHEREOF, Southern California Edison Company, a corporation, has caused its corporate name and seal to be affixed hereto and this instrument to be executed by its officers thereunto duly authorized, this \_\_\_\_\_ day of \_\_\_\_\_, 1967.

SOUTHERN CALIFORNIA EDISON COMPANY,  
a corporation

By \_\_\_\_\_  
President

By \_\_\_\_\_  
Secretary

STATE OF CALIFORNIA )  
County of \_\_\_\_\_ ) ss.

ON THIS \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, before me, a Notary Public in and for said County and State, personally appeared \_\_\_\_\_, known to me to be the \_\_\_\_\_ President, and \_\_\_\_\_, known to me to be the \_\_\_\_\_ Secretary of SOUTHERN CALIFORNIA EDISON COMPANY, the corporation that executed the within instrument, and known to me to be the persons who executed the within instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same pursuant to its by-laws or a resolution of its board of directors.

WITNESS my hand and official seal.

\_\_\_\_\_  
Notary Public in and for said County and State.

QUITCLAIM DEED

THIS INDENTURE, made this 7<sup>th</sup> day of MAY, 1947,  
between SAN DIEGO GAS & ELECTRIC COMPANY, a California corporation, whose  
principal place of business is in San Diego, California, hereinafter referred  
to as the "Grantor", and the UNITED STATES OF AMERICA, acting by and through  
the DEPARTMENT OF THE NAVY, hereinafter referred to as the "Government".

W I T N E S S E T H:

GRANTOR, for and in consideration of the conveyance of a substitute  
easement, hereby releases, remises and forever quitclaims to the Government, all  
its right, title and interest in and to the following described property:

That certain 30.00 foot strip of land over and across  
Section 2, Township 9 South, Range 7 West, San Bernardino  
Base and Meridian, lying within Rancho Santa Margarita Y  
Las Flores, in San Diego County, California, as shown on  
Record of Survey Map No. 794, filed in the office of the  
County Recorder of said San Diego County, January 17, 1940,  
as vested in the United States of America by Decree on  
Declaration of Taking, District Court, United States,  
Southern District of California, Southern Division, No.  
197-SD Civil, described in Deed recorded in Book 1448 at  
Page 192 of Official Records of San Diego County, said  
30.00 foot strip of land being 15.00 feet when measured  
at right angles, on each side, from the following described  
center line:

Commencing at Santa Margarita Witness Corner No. 38 as  
shown on Record of Survey Map No. 652, filed in the office  
of the County Recorder of said County of San Diego and  
shown as a Witness Corner on said Record of Survey Map 794;  
thence North 13° 13' 42.69" East, along the Westerly line of  
said Rancho Santa Margarita Y Las Flores, a distance of  
12,369.40 feet to a point, which said point is the TRUE POINT  
OF BEGINNING of the 30.00 foot strip of land being quitclaimed  
herein; thence from said TRUE POINT OF BEGINNING, South 62° 10'  
03" East, a distance of 1,855.49 feet to a point in that certain  
course in the center line description of the right of way, 100.00  
feet wide, described in an easement from the United States of  
America to San Diego Consolidated Gas & Electric Company, dated  
June 10, 1943, and recorded October 14, 1943, Document No.  
66614, in Book 1572, page 252 of Official Records of said County  
of San Diego, said certain course is described in said easement  
as having a bearing of North 5° 57' 20" East and a length of  
14,127.15 feet, said last mentioned point bears North 5° 57' 20"  
East, a distance of 1,453.66 feet, measured along said certain  
course, from the Southern extremity thereof.

Containing 1.28 acres, more or less.

It being the purpose of this instrument to remise, release and quitclaim only the right, title, interest and claim of said San Diego Gas & Electric Company in and to the above described real property, acquired by virtue of that certain conveyance dated June 15, 1964, executed by United States of America, acting by and through the Department of the Navy, to San Diego Gas & Electric Company, a corporation, and recorded on the 25th day of September, 1964, at Recorder's File/Page No. 175858, Series 5, Book 1964, Official Records of San Diego County, California.

The property described above is acquired by the UNITED STATES OF AMERICA on the request of the DEPARTMENT OF THE NAVY.

IN WITNESS WHEREOF, the Grantor has executed this Quitclaim Deed as of the day and year first above written.

SAN DIEGO GAS & ELECTRIC COMPANY

By

J. M. Klautner  
Vice President

ATTEST:

J. A. ...  
Secretary

Approved

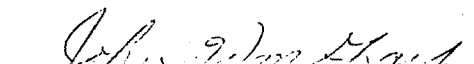
By Stuart R. Foy  
Counsel for  
SOMERSET DIV.

DRAWN BY	-----
CHECKED BY	<u>Harkins</u>
SKETCH NO.	-----
DATE	<u>5-24-68</u>

STATE OF CALIFORNIA )  
County of San Diego ) ss.

ON THIS 29th day of May A. D. 1968,  
before me, the undersigned, a Notary Public in and for the said  
County and State, residing therein, duly commissioned and sworn,  
personally appeared P.M. KLAMBER known to me to be  
the VICE President and J.A. GRAMM known to me  
to be the \_\_\_\_\_ Secretary of SAN DIEGO GAS & ELECTRIC COMPANY,  
the Corporation that executed the within Instrument, known to  
me to be the persons who executed the within Instrument, on  
behalf of the Corporation therein named, and acknowledged to me  
that such Corporation executed the within Instrument pursuant  
to its By-Laws or a Resolution of its Board of Directors.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed  
my official seal the day and year in this certificate first  
above written.

  
\_\_\_\_\_  
Notary Public in and for said County and State.  
JOHN WM. GRAY  
My Commission Expires Sept. 28, 1971

