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STATE OF CALIFORNIA  
DEPARTMENT OF ENGINEERING  
**CALIFORNIA HIGHWAY COMMISSION**  
DIVISION VII  
UNION OIL BUILDING, LOS ANGELES

W. LEWIS CLARK  
DIVISION ENGINEER

December 6, 1913.

Mr. W. S. Post,  
Fletcher Building,  
San Diego, California.

Dear Sir:-

I have just received your letter of December 4, relative to the 16" and 14" pipe lines of the Cuyamaca Water Company, upon El Cajon Avenue, between the city limits of San Diego and La Mesa, and your desire to tie your alignment to that of the State highway there.

Mr. Gripper is now upon that work, locating a portion of the highway, and I am sending him a copy of this letter as authorization for you to secure from him such alignment notes as we have already determined upon.

Any further information relative to this matter we shall be glad to give you at any time so far as we have definitely determined our line.

Yours truly,

*W. Lewis Clark,*  
Division Engineer.

WLC/ND

CC:ABF:ESG

CORTLEYOU, S.V.

STATE OF CALIFORNIA  
DEPARTMENT OF PUBLIC WORKS  
**DIVISION OF HIGHWAYS**  
DISTRICT VII  
1111 ASSOCIATED REALTY BUILDING  
810 WEST SIXTH STREET  
LOS ANGELES, CALIFORNIA

VII-S.D-2-AB,

August 12, 1929.

Col. Ed Fletcher,  
San Diego, California.

Dear Sir:

This morning you called me over long distance telephone regarding the vacation of the old State highway right of way north of Solano Beach, where a direct line was constructed by the State about three years ago cutting off two sharp curves on the old right of way. You called my attention to the fact that new right of way was secured from the Southwest Coast Land Company, the consideration for the new right of way being that the old superseded portions would be abandoned to the property owners.

In accordance with your request, I investigated our records this morning and find that the deed for the new 80-foot right of way for State highway was signed by the Southwest Coast Land Company on July 9th, 1926 and recorded on July 21, 1926 in Deed Book 1210, Page 465,



August 12, 1929.

Official Records of San Diego County. Said right of way deed specifically provides for the abandonment of the old highway in the following language:

"It is hereby understood that as a further consideration for the granting of said right of way the State of California will abandon and vacate all that portion of the old highway right of way which is located between the terminal points of and not included within the 80 foot strip of land described herein, said abandonment to be effected immediately after the roadway on the new right of way herein granted is open to public travel, provided, however, that said abandonment shall not affect the westerly ten feet of the present right of way as per deed recorded in Deed Book 701, page 156 et seq. San Diego County records, for a distance of 1330 feet southerly from said north line of Section 34."

At the meeting of the California Highway Commission on August 1st, <sup>1929</sup> a resolution was passed abandoning the old 40 foot right of way to the County of San Diego, and a certified copy of said resolution was sent to the Board of Supervisors under date of August 7th for recording.

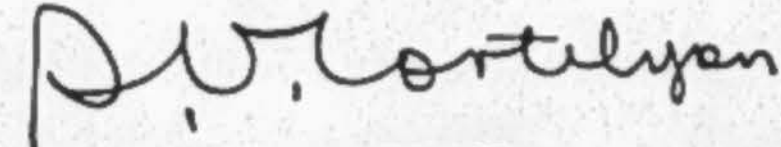
It is my understanding that on all superseded rights of way it is necessary not only for the State, but also for the County, to officially abandon same to pass clear title to the original owner. I believe the above makes it perfectly plain that the old superseded right of way was to be abandoned to the owner.

August 12, 1929.

However, I understand that the public interest in having access to the beach is to be protected by the property owners, as Mr. Nelson, Manager of the Rancho Santa Fe and Mr. C. H. Cheney, Consulting Engineer for the Rancho Santa Fe, both made the statement to Mr. Meek and the Commission that it was the intention of the property owners to preserve the beach area for public use.

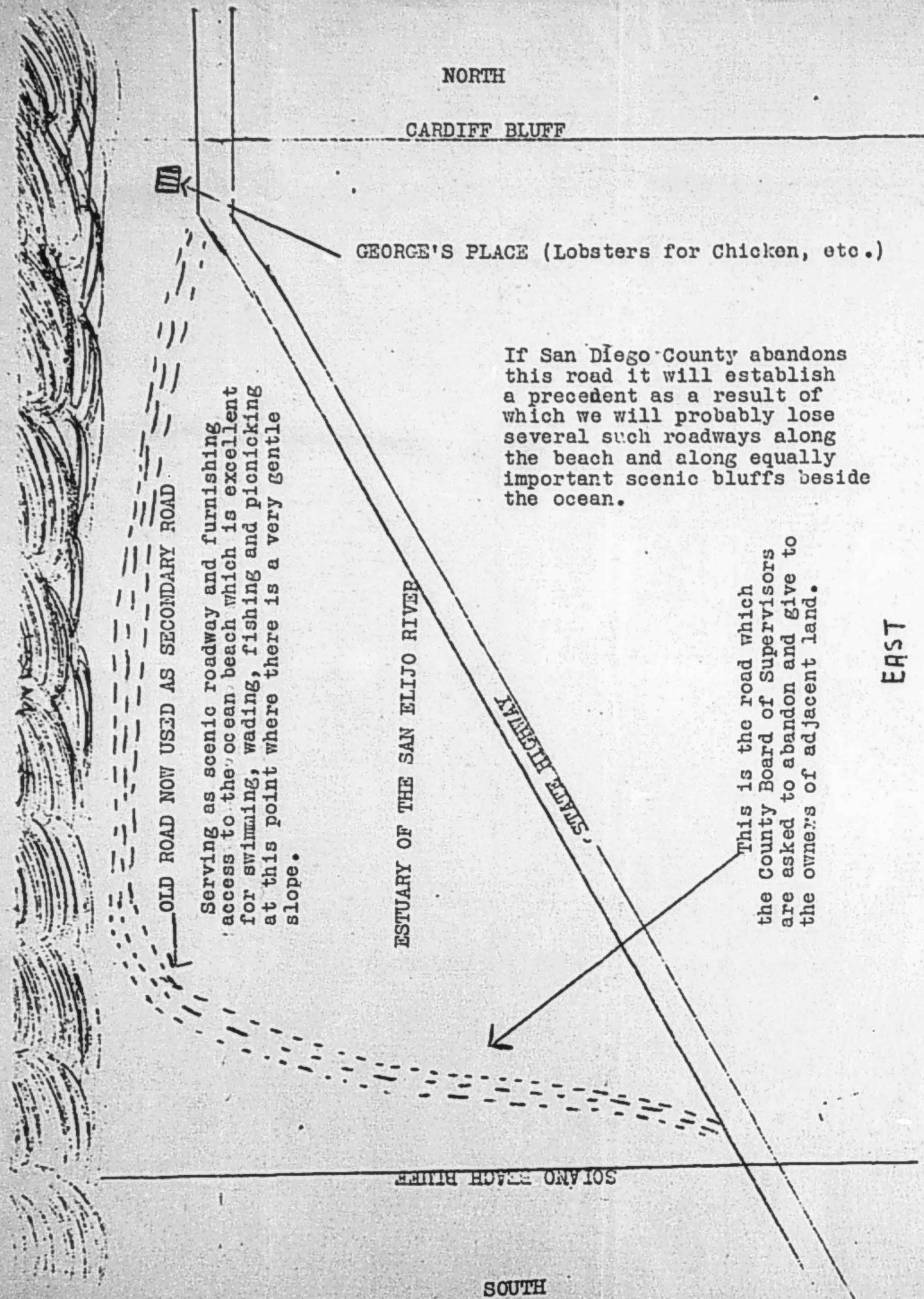
At said conference, before the above statements were made by Mr. Nelson and Mr. Cheney, Supervisor Hurley brought out the point that before accepting any subdivision maps, the Board of Supervisors required that provision be made for a public strip along the high tide line.

Yours very truly,

  
S. V. CORTELYOU,  
District Engineer.

SVC:E  
CC:CHP  
CC:R/W





## Waterfront Vicinity

### MAINTENANCE OF OLD ROAD BEDS WHERE SAME ARE RELOCATED

Whenever any highway, or roadway, or street or portion thereof, located in San Diego County under the jurisdiction of the County Board of Supervisors in whole or in part, is relocated, and the old highway, or roadway, or street, or portion thereof is in the vicinity of the Pacific Ocean, or arm of the ocean, or estuary, or lake, or reservoir affording a scenic outlook over the water or serving to give access to it, then the said highway, or roadway, or street or portion thereof shall not be abandoned for any reason whatsoever, unless there shall be dedicated to the public a highway, roadway, or street in substitute along the entire stretch of waterfront such as was served by the old highway, or roadway, or street, and such roadway in substitute, and the streets and roadways leading to it, shall run and be open to the ordinary high tide line.

FURTHERMORE, any land between said highway, or roadway, or street, or portion thereof, and the ordinary high tide line shall also be dedicated as a public park.

FURTHERMORE, and highway, or roadway, or street, or portion thereof, as above described shall be preserved and kept open and maintained by the county or otherwise.

FURTHERMORE, whenever any state highway or portion thereof which is located in San Diego County and under the jurisdiction of the State Highway Commission, is abandoned, or under consideration for abandonment, and which is in the vicinity of the Pacific Ocean, or arm of the ocean, or lake, or reservoir affording an outlook over the water or serving to give access to it, then the County Board of Supervisors shall make application to and request of the State Highway Commission, jurisdiction over same as a county road. And the same shall be preserved and kept open and maintained by the county in the same manner and under the same conditions as above described, with reference to highways or roadways or streets or portions thereof under the jurisdiction of the County Board of Supervisors.

See: Sec. 363 B and  
Sec. 365D of the  
Political Code



**Ed Fletcher Papers**

**1870-1955**

**MSS.81**

**Box: 4 Folder: 4**

**General Correspondence - California State. Department  
of Engineering. Division of Highways. District VII.**



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