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George S. Parks
Maj.-Gen. J. H. Pendleton
John W. Snyder

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B. W. Bonham
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J. L. Brown
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James L. Buck
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John F. Forward, Jr.
John L. Fox
Samuel Fox
Sam R. Frazer
A. A. Frost
H. C. Gardiner
M. T. Gilmore
Gilman Gist
Dr. C. S. Good
A. Haines
Henry A. Hall
Della G. Hamann

State-County Parks and Beaches Association

OF SAN DIEGO COUNTY

SNYDER BUILDING

835 SIXTH STREET

SAN DIEGO, CALIF.

August 26, 1929

Honorary President:

George W. Marston
Miss Ellen B. Scripps
C. C. Collier
F. M. White
Ed Fletcher
C. J. Walker
Fred Hayes
William Thomb
D. O. Lamb

Colonel Ed Fletcher
1020 Ninth Street
San Diego, California

My dear Colonel Fletcher:

I very much regret that I was unable to get across to you the real attitude which I have all along had toward this Solano Beach roadway business. In all conversations and references to this matter I have stressed this point:

That whatever the legal status of this roadway may be that we seek delay in any final decision concerning it until we may have the opportunity to appeal to the developers of Rancho Santa Fe to think of this question in relation to the five year effort which we have been making to preserve the ocean front of San Diego County. That this particular question should not be dealt with as an isolated proposition. Each bit of ocean frontage that we are successful in preserving for the people of this county adds values to all of the Rancho Santa Fe properties.

We appreciate what the Rancho Santa Fe is doing in creating or preserving the fullest values in that bit of the county which is included in the Rancho Santa Fe properties. In a similar way we appeal to the developers of Rancho Santa Fe to appreciate and recognize the fact that it is worth their while to give up a little and to yield slightly in their individual property rights in order that we may preserve the waterfront as the most important feature in building an appeal to the people of the county to come to live here.

Am I right in my remembrance that you stated that to date no plans had been agreed on or approved by the Board of Directors of Rancho Santa Fe provide for the development of their land between the present state highway and the ordinary high tide line? Will you give me a written statement to this effect?

Very sincerely yours,

Tam Deering
Executive Secretary

August 26, 1929

XXX

County Board of Supervisors
Court House
San Diego, California

RE: Solano Beach Roadway

Members of the Board:

The Board of Directors of the State-County Parks and Beaches Association, at a meeting held last Friday, August 23rd, unanimously adopted the following motion:

MOVED, First, that we endorse the attached resolution.

Second, that we urge the Supervisors to hold off any proceedings in abandonment of the old roadway at Solano Beach until ample time is allowed for the completion of a thorough investigation and determination of the legal rights of the county to maintain the road bed as a county roadway of value as a scenic highway and as a means of access to the beach, or in other words that the Supervisors refuse to abandon the roadway unless legally compelled to do so or unless a roadway and parking strip between private land and the ordinary high tide line be substituted for the old roadbed.

Third, That, whatever the legal status may be found to be we appeal to the private interests involved in the effort to see that in the long run the general public interest in this case becomes their own private interest.

Very respectfully yours,

President

Secretary

G



You have the right to
TAKE YOUR CHOICE
But what about future generations?



GENERAL COMMITTEE

-continued-

- | | | | | | |
|---|---|--|--|---|--|
| F. J. Hansen Edward L. Hardy Mrs. J. N. Haskell Roy E. Hegg Fred Heilbron O. C. Heitman Matt F. Heller W. R. Hepner Hal N. Hobson E. O. Hodge A. E. Holloway E. A. Hornbeck Hal G. Hotchkiss Havrah Hubbard Kenneth Howard L. M. Huey Mrs. W. S. Hunt Halbert Hall Roberta Winans Ireland M. J. Jacobs Ray W. Jacobs Roy Jepsen Armand Jessop | Wm. Templeton Johnson Frederick J. Jones O. W. Karl Walter M. Keck Roy Kepner Wm. Kettner H. S. Kibbey Levi Kincaid Harold L. Kimball Melville Klausner Emil Klicka Fred Klicka Mrs. Ida Koels Maj. Gen. Joe E. Kuhn F. H. LaBauve Alfred D. LaMotte Felix Landis N. P. Lapham Frank Leard Fred E. Lindley Major T. C. Macaulay J. T. McCoy Bernard MacDonald | E. B. Mattingly Arthur Maynard Dr. N. Matzan A. V. Mayrhofer J. H. McCorkle Mrs. Julia McKinstry Tom McLaughlin R. R. MacLean Thos. F. McLoughlin T. S. McLaughlin Col. Milton McRae H. W. Meskley Charles Mendenhall Homer C. Miller Mrs. A. P. Mills F. W. Mitchell W. L. Morrison Adolph Muehleisen R. L. Mueller Dr. Anita Nash Dr. A. Morgan Herbert Nunn John L. Offet | Ernest F. Otto George F. Otto Dr. Carl Owen H. L. Owen M. C. Pfeifferhorn E. W. Pierce Deane M. Plaister Sam S. Porter Mrs. W. A. Price M. Z. Rensberg H. A. Reynolds P. D. Rice Rev. C. F. Richardson R. T. Robinson, Jr. Albert G. Rogers H. F. Rowe Harold Royle Zalorus Rungee James R. Russell J. J. Russo Mme. E. Schumann-Heink Dr. Frank St. Sure | DeRoy Saum H. P. Schmidt E. H. Schliak J. C. Schrade Mrs. Mark Schoenbrun E. A. Scott L. G. Scott E. A. Searight Mrs. Mary G. H. Selby Tom Scripps Milton P. Sessions Miss K. O. Sessions E. W. Settles G. H. Sheldon S. S. Sherman Harrison G. Sloan Chester Allen Smith L. E. C. Smith Frank C. Spalding Mrs. E. R. Spade A. F. Souka Rolland Springer | George H. Stone Bruce Stansard C. W. Stream Harold Taylor Mrs. Charles Tracy Thomas B. Trent H. P. Thomas Wynne Van Schalk John W. Underwood Miss M. Van Vorhees James B. Waddell E. A. Walsh Dr. W. E. Walsh Wallace Walters Julius Wangerheim M. L. Ward Albert G. Wheeler Dr. Martha Wheelpton C. S. White B. C. Wohlford Allen H. Wright W. S. Wright Ada York |
|---|---|--|--|---|--|

The State-County Parks and Beaches Association is for the purpose:

1. To secure state parks in San Diego County;
2. To acquire and develop a system of county parks and parkways;
3. To save the beaches for the use of all the people;
4. To work out a regional plan for the county as has been done for the city of San Diego by John Nolen;
5. To secure adequate provision for playgrounds, particularly school yard playgrounds, and public recreation throughout the county.

Copy

August 26, 1929.

Mr. Tam Deering, Exec. Sec'y,
Park and Beaches Association,
San Diego, Calif.

Dear Mr. Deering:

The master plan and prospectus applicable to the further development of Rancho Santa Fe, the details of which we were happy to go over with you the other day, have all been tentatively accepted by the Board of Directors of the Rancho Santa Fe Corporation, and will become final immediately upon the working out of certain details, some of which you are familiar with.

In this plan is contemplated two separate uses of the beach frontage belonging to the corporation. The northerly half, subject to certain restrictions and conditions, the details of which you are familiar with, will be dedicated for public use, whereas the southerly half will be set aside for private and/or beach club development.

Am not in a position to express in this letter all of the details necessary to make our plan generally understood, but to the extent that this letter is lacking in such details, I rely wholly on your memory of Mr. Cheney's prospectus and master plan, both of which you had an opportunity to become familiar with.

The entire development of Rancho Santa Fe is in complete harmony with the plans and ideals of your association, and with the interest of the public of San Diego County. We are enlisting the friendship and co-operation of our neighbors in San Diego County to help us make Rancho Santa Fe a success. We are glad to have your verbal assurance that you are wholeheartedly for our project as it has been outlined to you, and I express it as a personal hope that as time goes on we will have many opportunities to jointly work toward the goal that both your association and Rancho Santa Fe have set for themselves.

With kindest regards,

Sincerely,

Signed Nels Gross

C O P Y

August 26, 1929

Mr. Tam Deering
Parks and Beaches Association
San Diego, California RE: Preservation of Beaches

My dear Mr. Deering:

I want you to understand that I favor this ordinance and on any future subdivision of lands that I control there will be a dedication in confirmation with the ordinance for preservation of the beaches. You may rest assured that I am heartily in favor of this ordinance.

Yours very truly,

F:G

August Twenty-ninth,
1 9 2 9

Mr. Tam Deering, Mgr.,
State, County Parks and Beaches Ass'n.,
925 Seventh Street,
San Diego, Calif.

My dear Mr. Deering:

Answering yours of the twenty-sixth will say I certainly appreciate the good work you are doing for the county and the public.

I have not been able to make it clear to you I can see that I am personally in a most embarrassing position for I represented to the purchasers that the old road was closed believing such to be the case and because the State Highway Commission had definitely agreed to its closing.

I talked with Mr. Gross over the telephone yesterday and he informs me that after I left the Directors meeting at Rancho Santa Fe the other day the Directors tentatively approved Mr. Cheney's plan. Not being notified that any action had been taken by the Directors I did not know anything about it.

I have Mr. Cheney's plan in my office and I will be glad to show it to you. It calls for no subdivision of the beach lands and Mr. Gross informed me the other day over the phone that it would probably be years before the beach land would be subdivided.

Mr. Gross said he was going to see you yesterday and I hope you and he get together.

It goes without saying that anything that you and Mr. Hastings agree to with Mr. Gross is perfectly satisfactory to me. All I was doing was trying to put myself right before the Board of Directors.

Personally, I think that the decent and honorable thing for you to do is to see that the obligation made by the California Highway Commission in 1928 and the consideration put in the deed be lived up to to the spirit and the letter

ADVISORY COMMITTEE
MRS. W. T. DUNNER - 1001 Alhambra, Colorado.
GEORGE W. MARSTON - 3535 7th
MAJOR-GENERAL J. H. PENOLETON - 745 Ave Colorado
MRS. W. H. BALLMON - 5th Ave Chula Vista
Community Service
645 A STREET
SAN DIEGO, CALIF.

BOARD OF DIRECTORS
MISS ALICE LEE - 3564 7th
E. H. DOWELL, JR. - 174 B - 22d
E. S. GOULD, JR. - 2333 Alhambra
JOHN L. BACON - 2833 Alhambra
HARRY C. BAKER - 1029 Alhambra
REV. HOWARD B. BARD - 3372 Grand
MRS. J. W. FISHER - 204 W. Walnut
W. L. MORRISON - 915 Alhambra Bldg.
Z. RUNGEE - 2020 15th
HENRY SHELTON - 1500 Pine, Rd.
DOUGLAS YOUNG - 8071 Kalmia Rd.
Harroh Hubbard

H.C. Gardiner - Union Bldg -
Colonel Ed Fletcher
1020 Ninth Street
San Diego, California

My dear Colonel Ed:

In our talk the other day you assumed that the ordinance sent to the Board of Supervisors by the Community Service, and a copy of which was sent to you, was intended to be retroactive.

In looking up the records I find that this resolution was prepared and sent to the Board of Supervisors by the Community Service, Miss Alice Lee, President, and Mr. E. H. Dowell, Vice-President, on August 19th. In their letter they specifically stated their purpose in preparing the resolution as follows:

"To inquire of the Board of Supervisors as to whether a general ordinance dealing with such situations in the future might not be in line with the policies of the Board."

The intent of the Community Service Board was, with reference to the Solano Beach situation:

- (1) To support the Supervisors in their efforts to protect the legal rights of the county in this and other similar situations regarding strips of scenic roadways;
- (2) Entirely aside from the Solano Beach situation, to propose an ordinance which would deal with any future situation which might arise. There was no intent to make the ordinance retroactive.
- (3) To appeal to the private owners adjacent to Solano Beach scenic roadway and all other such strips of beach roadways, to place public welfare above personal and private interest.

Their hope was that the private owners might be educated to realize the importance of this county's efforts to preserve its waterfront as the very foundation of the prosperity of every piece of property in the county and, aside from our climate, the most important factor in making this section an attractive place in which to live.

I wondered after our talk, whether you understood that the agency which took the lead in actively supporting the Super-

OFFICERS
MISS ALICE LEE, PRESIDENT
E. H. DOWELL, VICE-PRESIDENT
E. S. GOULD, JR., VICE-PRESIDENT
HARRY C. BAKER, TREASURER
TAM DEERING, EXECUTIVE SECRETARY
SPECIAL COMMITTEES
E. H. DOWELL, CHAIRMAN
PARKS, PLAYGROUNDS AND BEACHES
HARRY C. BAKER, CHAIRMAN
MUSIC
MRS. NINO MARCELLI, CHAIRMAN
HENRY SHELTON, PLANNING AND RESEARCH

of the law, trusting that the new property owner, when the time comes to file the map on the beach frontage, would do the right thing or force them to do it at that time.

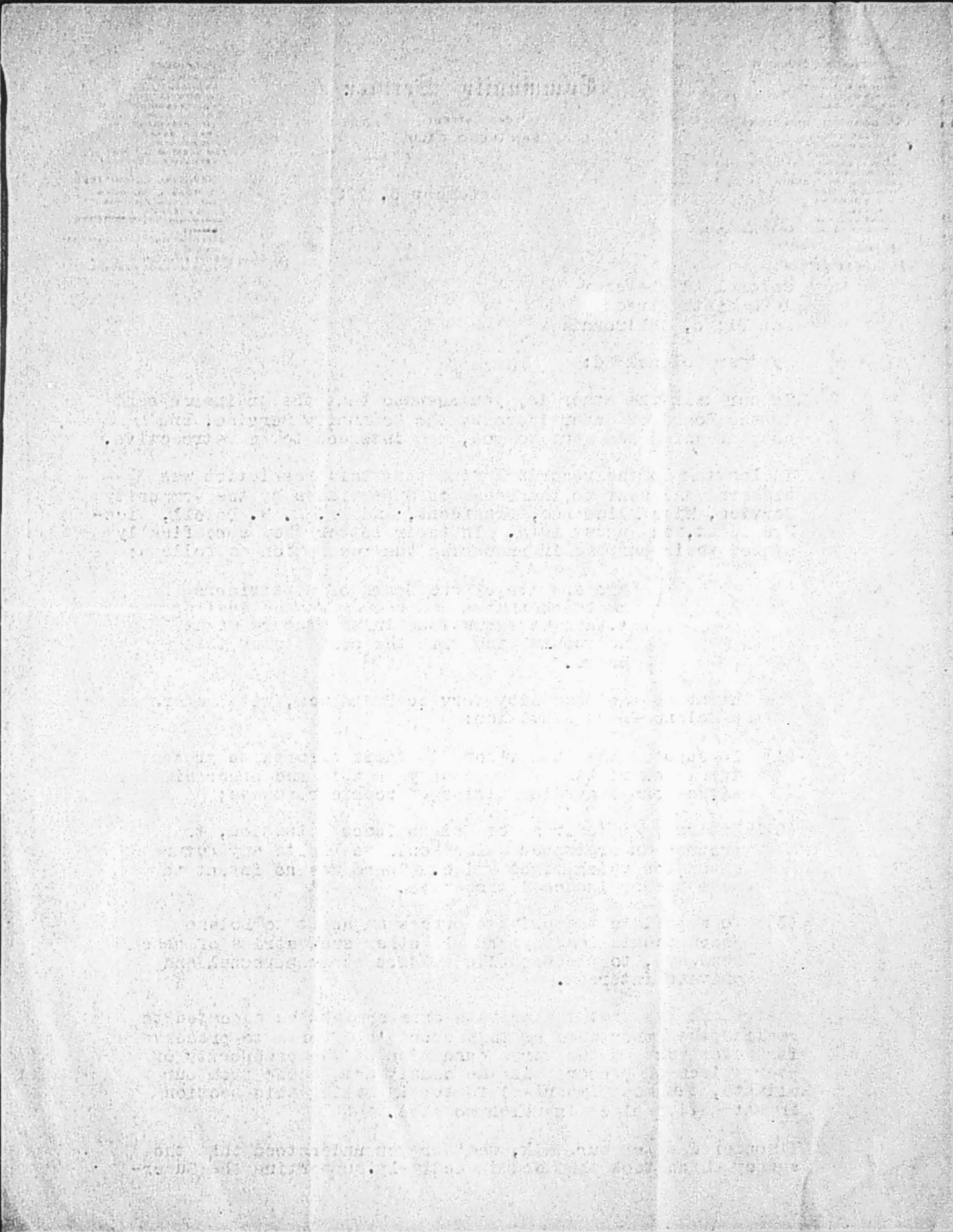
I would not personally be a party placing any new conditions at this time to the original agreement made in 1926 for by so doing it is repudiating a definite agreement made before the Supervisors ever passed that ordinance and I feel it is taking unfair advantage of the present property owners of the property who had every right to expect that the State of California would fulfill its solemn obligation.

I don't believe if all the facts were known to your Association that they would be a party to any such pleasure.

If I owned the property myself there would be no compromise as far as I am concerned because I feel it would be compromising a principle. However, I hope everything turns out to the satisfaction of the Directors of the Rancho Santa Fe, to the Board of Supervisors and to your Association.

Yours very truly,

EF:AK



Colonel Ed Fletcher - - - #2

visors in this situation was the Community Service. You will note on this letter head the names of the Board of Directors of this agency. It has nothing whatever to do with the State-County Parks and Beaches Association. They are two entirely separate organizations.

The State-County Parks and Beaches Association adopted resolutions with respect to the Solano Beach situation it is true, but the leadership in this affair was taken by the Community Service, on August 19th, which was a week before the State-County Parks and Beaches Association adopted resolutions. It has been Community Service which has taken the matter up with the people throughout the county.

Very sincerely yours,

Tam Deering
Executive Secretary



You have
TAKE YO
But what about

GENERAL

P. J. Hansen - Pa. 71-1-1
Edward L. Hardy - 524-1-1
Mrs. J. N. Haskell
Roy E. Hegg - 4574
Fred Heilbron - 1946-524
O. C. Helman - 3920
Matt F. Heller - 3121
W. R. Hepner - 3121
Hal N. Hobson - 3121
E. O. Hodge - 3121
A. E. Holloway - 3121
E. A. Hornbeck - 3121
Hal G. Hotchkiss - 3121
Havrah Hubbard - 3121
Kenneth Howard - 3121
L. M. Huey -
Mrs. W. S. Heat - 3121
Hulbert Hall -
Roberta Wiazans Ireland -
M. J. Jacobs -
Ray W. Jacobs -
Roy Jepsen -
Armand Jessop -

Wm. Templeton Johnson
Frederick J. Jones
O. W. Kari
Walter M. Kari
Wm. Kattner
H. Kibbey
Levi Kincaid
Harold L. Kimball
Melville Kinsler
Emil Klich
Fred Klich
Mrs. Ida Kreiss
Maj. Gen. Jos. E. Kahn
F. H. LaBaume
Alfred D. LaMotte
Felix Landis
N. P. Lapham
Frank Leard
Fred E. Lindley
Major T. C. Macraley
J. T. McCoy
Bernard MacDonald

E. B. Mattingly
Arthur Maynard
Dr. N. Matzen
A. V. Mayrhofer
J. H. McCorkle
Mrs. Julia McKlansy
Tom McKnight
R. R. MacLean
Thos. F. McLoughlin
T. S. McLaughlin
Col. Milton McRae
H. W. Merkle
Charles Mendeshall
Homer C. Miller
Mrs. A. P. Mills
F. W. Mitchell
W. L. Morrison
Adolph Muehleisen
R. L. Mueller
Dr. Anita Muhl
Dr. A. Morgan
Herbert Nunn
John L. Obit

The State-County Parks and Beaches Association

1. To secure state parks in San Diego County;
2. To acquire and develop a system of county parks and playgrounds;
3. To save the beaches for the use of all the people;
4. To work out a regional plan for the county as has been done in other counties;
5. To secure adequate provision for playgrounds, particularly in the city of San Diego.

G

Mrs A. P. Mills

F. W. Mitchell

W. L. Morrison

J. D. Spruckels Bldg

Adolph Muehlstein
1501 Vine St.

R. L. Mueller
945-7th St

Dr. Anita Muhl
3578-7th St.

Dr. A. Morgan

Herbert Kunn.

John La. Offut.

Earnest F. Otto ———

E. W. Pinner ———

Dean M. Plaster ———

M. Z. Remsburg ———

H. A. Reynolds ———

P. D. Rice ———

Rev. C. F. Richardson ———

H. F. Row ———

3576 Logan Ave

4161 - 42nd St.

3860 Pio Pio Pt. Loma

Not in S. D.

" " "

" " "

" " "

VERMONT
1914

R. R. MacLean

2904 Granada

Thos F. McLaughlin

T. S. McLaughlin

Col. Milton McRae

Scupper Bldg

W. W. Merkley

3655 - 5th St

Chas. Mendenhall

Homer C. Miller

724 Broadway

E. B. Mattingly

2863 University

Arthur Maynard

6159 Looney

Encanto

Dr. N. Matzen

R. V. Mayshofer

1572 - 2nd St

J. N. McCook

Union Bldg

Mrs. Julia McKinney

1817 Gay Street

Tom McKnight

September 7th, 1929.

Directors and Members of
State-County Parks & Beaches
Association of San Diego County,
San Diego, California.

Gentlemen:

As a director of the Rancho Santa Fe Corporation and with the approval of its president, and I believe all the directors as well, I make a protest against what I think unfair treatment by your association in taking official action by resolution of your Board of Directors opposing the consummation of an agreement entered into between the former owners of this property along the coast north of Solana Beach and the State Highway Commission made in 1926.

The history is as follows:

I was asked by the California Highway Commission and recommended to my principles, to give to the State without consideration a deed to an eight foot right of way cutting diagonally through our property for a new state highway in consideration of which the old forty foot right of way was to be abandoned. We delivered to them a deed to said right of way, said deed having a provision making it a condition that the old right of way was to be abandoned. This deed was put on record in 1926 by the California Highway Commission.

The Highway Commission failed until very recently to take the official action abandoning the old road. Enclosed find copies of letters that are explanatory.

o o o

Division of Highways
District VII
1111 Associated Realty Bldg.
Los Angeles, California

Col. Ed Fletcher
San Diego, California.

VII - S.D.-2-AB

Dear Sir:

This morning you called me over long distance telephone regarding the vacation of the old State Highway right of way north of Solana 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.

Page 2.

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, 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 westly 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 1350 feet southerly from said north line of Section 54".

At the meeting of the California Highway Commission on August 1st, 1929 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 right 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.

However, I understand that the public interests 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. Meel 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 Hurly 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

WJW

o o o

San Diego, California
August 15th, 1929.

Honorable Board of Supervisors,
San Diego,
California.

Gentlemen:

Enclosed find copy of letter from the California Highway Commission of the twelfth re abandoning the old right of way north of Solana Beach all of which is explanatory.

The Rancho Santa Fe Corporation are desirous of having the old highway abandoned as per conditions mentioned in the deed.

I have marked in black the 10-feet which I understand is to remain open for a distance of 1350 feet and have marked in red the approximate location of the old right of way which we desire to have abandoned, all as per original agreement.

The map herewith enclosed shows the old and new alignment.

Please take notice that this deed was executed and recorded July 21st, 1926 the deed itself stating the conditions under which the exchange of right of way was made and the date of entering into this agreement was a year or more before the Board of Supervisors ever passed the resolution re reservation of beach frontage, and it is my understanding that the question of reserving beach frontage to the public in that resolution applies when maps of resubdivision are being filed.

I feel sure that the Rancho Santa Fe Corporation will cooperate with you at that time in every way possible but we do not wish to get the matter confused with a definite agreement regarding a new and abandoning an old right of way entered into in 1926 which conditions have not as yet been fulfilled.

Thanking you for your early and favorable action in this matter,
EF : AK

Very sincerely yours,

Ed Fletcher

o o o

Recently, when your secretary, Mr. Tam Deering, questioned my attitude on saving the beaches for the public I voluntarily wrote him the following letter.

August 26, 1929

Mr. Tam Deering
Parks and Beaches Association
San Diego, California
Dear Sir:

RE Preservation of Beaches

I want you to understand that I favor this ordinance and on any future subdivision of lands that I control there will be a dedication in confirmation with the ordinance for preservation

of the beaches. You may rest assured that I am heartily in favor of this ordinance.

Yours very truly,

Ed Fletcher

o o o

Control of the Rancho Santa Fe Corporation rests with eight or ten of the most prominent men in Los Angeles. I am sure they are sympathetic in a general way with the plans of your organization but they do not feel that they should be forced at the present time to make any commitment as to how much if any of our beach frontage should at this time be dedicated to the public, they owning and having a United States Patent to approximately a half mile of beach frontage to the north of Solana Beach.

The Board of Supervisors, so far, have failed to take official action closing the old right of way in conformity with the action taken by the California Highway Commission. This is the first time in history that the Board of Supervisors have failed to carry out the wishes of the California Highway Commission in the matter of abandoning old rights of way at the request of the California Highway Commission. One reason for their not taking any action is the protest of your association, a copy of which is as follows:

August 26, 1929.

County Board of Supervisors,
Court House
San Diego, California RE: Solana Beach Roadway

Members of the Board:

The Board of Directors of the State-County, Parks and Beaches Association at a meeting held last Friday, August 25rd, unanimously adopted the following motion;

MOVED, First, that we endorse the attached resolution.

Second, that we urge the Supervisors to hold off any proceedings in abandonment of the old roadway at Solana Beach until ample time is allowed for the completion of a thorough investigation and determination of the legal rights of the county to maintain the road bed as a county roadway of value as a scenic highway and as a means of access to the beach, or in other words, that the Supervisors refuse to abandon the roadway unless legally compelled to do so or unless a roadway and parking strip between private land and the ordinary high tide line be substituted for the old roadbed.

Third, That, whatever the legal status may be found to be we appeal to the private interests involved in the effort to see that in the long run the general public interest in this case become their own private interest.

Very respectfully yours,

President

Secretary

o o o

I feel in passing the above resolution your directors asked the Supervisors to repudiate a definite agreement entered into by the California Highway Commission and ourselves and adding new conditions after we had completely complied with our part of the agreement between the Highway Commission and ourselves. I am in possession of a map and resolution passed by the Community Service conveying our identical case which has been sent out to its members. I consider this misleading and does not give the Community Service members all the facts in relation thereto.

In the interest of fair play I ask the directors and members of the State-County Parks and Beaches Association to nullify their previous action and notify the Board of Supervisors in relation thereto. I also ask that the Community Service take no official action re the resolution which has been submitted until all the facts are presented clearly to its directors and members.

The Rancho Santa Fe Corporation directors feel that they have a legal and moral right under the agreement with the California Highway Commission to have the old road abandoned. They thought it was abandoned when they commenced some temporary work on part of the old roadway and they were stopped by a letter from the District Attorney. This brought to our attention the fact that the old road bed had not been abandoned as per our agreement of 1926 with the California Highway Commission.

The Rancho Santa Fe Corporation have been to large expense in employing Mr. Cheney to make a suggested plan of development for the entire tract from Rancho Santa Fe to the ocean, involving an early expenditure of nearly one million dollars. No arrangement for financing nor definite plan has been made by the Board of Directors for the development of any of the beach property within the next year or two, although Mr. Cheney on his own initiative laid out a tentative plan for us to consider later on, including a break-water and hotel between the highway and the ocean. Our immediate plans are to develop from the Santa Fe Railroad east to the Rancho Santa Fe.

We feel the old road should be abandoned according to the original agreement. The California Highway Commission have taken official action in abandoning the old right of way in conformity with their agreement. We are still waiting for the Board of Supervisors to do likewise.

The "Save the Beaches" ordinance passed by the Board of Supervisors nearly a year after our agreement had been entered into ~~and our deed~~ and our deed had been recorded by the California Highway Commission, only calls for dedication of beach frontage where maps are submitted for subdivision of property for the approval of the Board of Supervisors. No such map is before the Board of Supervisors at this time effecting the lands between the highway and the ocean and none will be for several years to come. The former owners of this property having given the original easement without charge and having given the new easement for almost twice the amount of land to the California Highway Commission without charge, in consideration of abandoning the old easement, feel that an unfair advantage is being taken, that our motives are being questioned and that neither by any legal or moral right should we be forced at this time to make our plans for the future in the development of this property.

All we ask is that the original contract of the California Highway Commission entered into in 1926 be consummated and like hundreds of other property owners along the ocean front when the time comes to subdivide the property, I am sure the public's interest will be seriously considered and treated fairly.

Owing to the attitude taken by the Board of Supervisors, large improvements plans have been temporarily stopped and I can see only litigation ahead. The matter has already been put in the hands of the attorneys and in court we are informed we will either get the old right of way abandoned according to contract or regain the possession of the new right of way or adequate compensation for said right of way if it is condemned.

The most unfortunate thing is that the attitude of the Board of Supervisors and the action of your directors is retarding one of the greatest developments in San Diego County. Our directors feel they are fighting for a principle and do not believe that your association is taking the right attitude in insisting upon injecting a new condition into an old contract of 1926 by forcing us to dedicate private property for beach purposes for which we have a United States Government Patent and making a new condition which was not in the original contract. It savors too much of politics and where the public's interest is concerned I am sure the general public would not be a party to any such proceeding.

I urge that your members and directors take official action withdrawing your protest of August 26th, 1929, to the County Board of Supervisors thereby passing up to the stockholders and owners of Rancho Santa Fe the moral obligation which they and all property owners owning ocean front acreage should assume in the future in taking into consideration the needs of the public.

Yours very truly,

September 10th, 1929

Mr. Tam Deering,
c/o Community Welfare,
647 Seventh Street,
San Diego, Calif.

Friend Deering:

Enclosed find letter that I would like to have you send to each director and member of the State, County Parks and Beaches Association as well as the Community Service, to whom you have heretofore presented the case together with your statement of your understanding of the matter so they can get both sides of the question.

If, in your opinion, any of my statements are not facts I wish you would call my attention to it so that we can make any necessary corrections.

It is my desire to be absolutely fair and I certainly regret this unfortunate episode.

Sincerely yours,

EF:AK

ADVISORY COMMITTEE
MRS. W. T. DUMMER
GEORGE W. MARSTON
MAJOR-GENERAL J. H. PENDLETON
MRS. W. H. SALLMON

BOARD OF DIRECTORS
MISS ALICE LEE
E. H. DOWELL
E. B. GOULD, JR.
JOHN L. BACON
HARRY C. BAKER
REV. HOWARD S. BARD
MRS. J. W. FISHER
W. L. MORRISON
I. RUNSEE
HENRY SHELTON
DOUGLAS YOUNG

Community Service

~~INCORPORATED~~
SAN DIEGO, CALIF.
835 Sixth Street

September 16, 1929

OFFICERS
MISS ALICE LEE,
PRESIDENT
E. H. DOWELL,
VICE-PRESIDENT
E. B. GOULD, JR.,
VICE-PRESIDENT
HARRY C. BAKER,
TREASURER
TAM DEERING
EXECUTIVE SECRETARY

SPECIAL COMMITTEES
E. H. DOWELL, CHAIRMAN
PARKS, PLAYGROUNDS
AND BEACHES
MRS. J. W. FISHER, CHAIRMAN
DRAMA
MRS. NINO MARCELLI, CHAIRMAN
MUSIC
HENRY SHELTON
PLANNING AND RESEARCH

Colonel Ed Fletcher
1024 9th
San Diego, California

My dear Colonel Ed:

I shall be glad to do as you ask in your letter of September 10th. As you know I have presented your side of this proposition as well as I could to the board and to all others.

It will be more satisfactory, however, to give to our board members the copies of your own statement.

I shall start today to prepare and mail out the document which you have sent me. The letter containing your presentation came to my office at the end of last week. You wrote it on the 10th, but sent it to the wrong place. Please correct our mailing address on your files.

It was absolutely impossible to do anything about it last week, because, as you know, we had a big meeting on and our time was completely taken.

Your presentation is six pages long and it is going to be a big task to make copies of it to send out. Be assured, however, that we are desirous of being absolutely fair in this matter. We are glad to present your side of the case in your own words.

Very sincerely yours,

TD/G

Tam Deering

R. B. Hunt -

September Eighteenth,
1 9 2 9

Mr. Tam Deering,
835 Sixth Street,
San Diego, Calif.

Friend Deerings:

I acknowledge receipt of yours of the sixteenth and will say I am sorry the letter went to the wrong mailing address.

I thank you for your interest in this matter as well as your desire to be absolutely fair.

I like your friendly criticism to any statement I have made and ask the same favor in return if you send out any statement of your own in relation thereto.

Sincerely yours,

EF: K

September Twentieth,
1 9 2 9

Mr. Tam Deering,
835 Sixth St.,
San Diego, Calif.

Dear Mr. Deering:

Enclosed find copy of telegram to Mr. Sullivan and letter to Mr. O'Melveny for your records, concerning my efforts to get this matter straightened out and get you what you want.

Yours very truly,

EF:AK

CUYAMACA
SOLANA BEACH
FLETCHER HILLS
PINE HILLS
GROSSMONT
AVOCADO ACRES

The Fletcher Company
1020 NINTH STREET
SAN DIEGO, CALIFORNIA

October 1st, 1929.

To the Members of the
State, County, Parks and Beaches Association, and
Community Service:

Gentlemen:

The Board of Supervisors yesterday refused to abandon the old road north of Solana Beach, favorable action having already been taken by the State Highway Commission, thereby nullifying a definite agreement between the owners of the property made in 1926, as per deed put on record by the State in 1926, the condition of said deed being that the old right-of-way was to be abandoned.

The right-of-way was granted free of all cost and the only condition being the abandonment of the old right-of-way.

Each individual of the Board of Supervisors has been flooded with protests, the result of an unfair presentation of facts by Tam Deering, sent out at the request of Supervisor Hastings.

The old road that the State Highway Commission agreed to abandon does not run to mean high tide. ~~If left open~~, there is a stretch of land between the west line or old right-of-way and mean high tide in private ownership.

Tam Deering agreed with me to submit to each member of your organization the pros and cons of this controversy. Instead, he sent out his own propoganda ahead of time and urged that the protests be filed with the Supervisors from as many individuals as possible.

The California Highway Commission, thru their attorney sent here from Sacramento, and their chief engineer from Los Angeles, yesterday pleaded with the Board to take official action as a matter of simple justice and give the Rancho Santa Fe Corporation what was promised legally to them in 1926. The Board of Supervisors may not legally be bound to carry out the wishes of the Commission, but they certainly are morally bound, or the State of California or County of San Diego should pay for the right-of-way, an equitable amount.

This can only lead to endless litigation and hard feeling. The action taken by your Association and the Board of

¹/₂
October 1st, 1929.

Supervisors yesterday has made many enemies for your parks and save the beaches program. By public clamor and politics you have been the means of repudiating a definite agreement, where the property owners I represent have done their part and the State and County have repudiated a definite agreement. Any advantages gained for the public by such methods and value thereof, in my opinion, is dubious, and I have completely lost sympathy with your work while results are trying to be obtained under such unfair methods.

The State of California recognizes the justice of our position, has admitted it, and, if possible, I am sure, will try and find some way of living up to the legal and moral obligations they assumed when they filed our deed of record in 1926, the conditions of said deed being the abandonment of the old highway.

I consider the lack of action on the part of the Board of Supervisors and the action of your Association, as well as the protests under all the conditions, an attempt to seize property without due process of law and wholly illegal and unfair.

If the members of your Association had known all the facts in the beginning, I am sure that you would not be in this unfortunate mess today, which can only work a hardship on your organization and help to defeat the very purpose for which you have been organized.

Yours very truly,

EF:GMF

October 1st, 1929.

To the Members of the State,
County, Parks and beaches Association, and
Community Service:

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The right-of-way was granted free of all cost and the only condition being the abandonment of the old right-of way.

Each member of the Board of Supervisors has been flooded with protests, the result of an unfair presentation of facts by Tam Deering, sent out at the request of Supervisor Hastings.

The old road that the State Highway Commission agreed to abandon does not run to mean high tide. If the old road continues to be a public highway there is still a stretch of land over 100 feet in width between the west line of the old right-of-way and mean high tide left in our private ownership, which can be fenced and the public kept out.

Under these conditions it seems most foolish and futile to attempt to force the State of California to violate its written and legal pledge in order to force property owners, against their will, to dedicate to public use private property with a United States government patent behind it. It is the old story over again, you can get more with molasses than you can with vinegar.

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-2-

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Yours very truly,

EF:GMF:M

Ed Fletcher Papers

1870-1955

MSS.81

Box: 6 Folder: 22

General Correspondence - Deering, Tam



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