

KNOW ALL MEN BY THESE PRESENTS, That Ellen Browning Scripps unmarried, of La Jolla, California, for the purpose of helping to provide play ground and recreational facilities for the inhabitants of the City of San Diego, and especially for the children and young people of said City, and for other good and valuable considerations, the receipt whereof is hereby acknowledged, does hereby Give, Convey and Release to the City of San Diego, a municipal corporation in the County of San Diego, State of California, its successors and assigns forever, upon the express conditions hereinafter set forth, the following described real property situate in the City of San Diego, County of San Diego and State of California, bounded and described as follows:-

Lots 1, 2 and the southwesterly 51 feet of Lots 25 and 26, Block 19, and all of Block 33, of La Jolla Park, according to the map thereof No. 352, on file in the office of the County Recorder of San Diego County, California.

Also, all of the alley running north and south through said Block 33 and closed by the Common Council of the City of San Diego on the 23rd day of November, 1914, by Resolution No. 18615.

Also, all that portion of the alley running north and south through Block 19 and closed by the Common Council of the City of San Diego on the 23rd day of November, 1914, by Resolution No. 18613, lying between Lots 1 and 2, and 25 and 26, of said Block 19.

Also, all of Kline Street closed by the Common Council of the City of San Diego on the 23rd day of November, 1914, by Resolution No. 18614, except that portion described as follows: Commencing at the northeast corner of said Lot 26, Block 19; thence southwesterly along the northwesterly line of said Lot 26, a distance of 89 feet; thence at right angles northwesterly 14 feet; thence at right angles northeasterly 89 feet to the westerly line of Draper Street; thence southeasterly along the northwesterly line of Draper Street, 14 feet to the place of beginning; together with the community house and playground thereon and all property, appliances and appurtenances located thereon or appertaining thereto.

To Have and To Hold said premises with all the appurtenances thereunto belonging to the said grantee, its successors and assigns forever, expressly subject, however, to the conditions hereinafter stated.

As a further consideration, the City of San Diego for itself, its successors and assigns, does upon and by the acceptance of this deed, covenant and agree to and with the said Ellen Browning Scripps, her heirs, executors, administrators and assigns, that this conveyance is and shall forever be subject to the conditions hereinafter stated, upon the breach of which, or of any of which, the grantor, or her heirs, shall have the right to re-enter and take possession of any and all of the premises described herein, and thereupon all title granted hereunder shall cease and determine.

The conditions of this deed are as follows, to wit :-

First : The said premises and the buildings thereon or hereafter to be erected thereon, and each and every part of said premises and buildings shall forever and continuously be maintained and used by the said City as a public playground and recreational center and as a meeting place for public gatherings for the discussion of all questions of interest to the public, or any part thereof, and the said premises and buildings thereon (except one dwelling thereon while used as a residence by the Director and his family), shall be open for the purpose of such meetings to any one desiring the use thereof for that purpose, and no speaker shall be denied the privileges of the premises or buildings thereon, on account of any opinions that he or she may hold or give utterance to, provided only that while using said premises he or she shall not contravene the laws of the State of California or of the United States.

Second: The City of San Diego shall maintain said premises in a clean, attractive and inviting condition and provide and maintain buildings and equipment upon the said premises suitable for playground and recreational purposes and shall furnish the services of competent Directors and other employes sufficient to insure the beneficial use of the said premises

for the purposes herein set forth.

Third:- No liquors containing alcohol in any degree, whether spirituous, vinous, fermented or otherwise made, compounded or blended shall ever be manufactured, sold, served, bartered or given away, except for strictly medicinal purposes, upon said premises or any part thereof.

Fourth:- In the event of the abandonment of the said premises or any part thereof for the uses and purposes herein expressed, or upon the breach of any of the preceding conditions herein, or any part thereof, or in the event of the non-user of said premises or any part thereof for the purposes herein set forth, or the use of the said premises or any part thereof for purposes other than those herein set forth, or in the event that the objects and purposes of this conveyance, as herein set forth, shall be or become unfulfilled or rendered impossible, or unlawful, then this deed shall be null and void, and the said property herein described shall revert to the said Ellen Browning Scripps, her heirs and assigns forever.

IN WITNESS WHEREOF, the said Ellen Browning Scripps has hereunto set her hand and seal this 1st day of July, 1915.

ELLEN BROWNING SCRIPPS

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO) ss.

On this first day of July A.D., 1915, before me, Sallie C. Dempsey a Notary Public in and for said County of San Diego, State of California, residing therein, duly commissioned and sworn, personally appeared Ellen Browning Scripps known to me to be the person whose name is subscribed to the within instrument, and she duly acknowledged to me that she executed the same. In Witness Whereof, I have hereunto set my hand and affixed my official seal, at my office in the County of San Diego, the day and year in this certificate first above written.

Sallie C. Dempsey
Notary Public in and for San Diego County, State
of California
My commission expires March 17th, 1917.

DOCUMENT NO. 91064

Playground Department
City of San Diego

BOARD OF PLAYGROUND
COMMISSIONERS

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ROOM 320, MCNEECE BUILDING
N. W. CORNER FIFTH AND F STREETS

SAN DIEGO, CALIFORNIA, May 17th, 1914

To the Honorable Common Council,
City of San Diego, Calif.

Gentlemen:

The City of San Diego is about to receive the gift of a completely equipped playground at La Jolla from Miss Ellen Scripps.

She has requested that the Board of Playground Commissioners make the plans and install the equipment to the best of their ability, which they have very gladly consented to do.

As a preliminary step it is necessary to have the block of land which is to be used cross-sectioned and grading stakes set.

We therefore respectfully ask your Honorable Council to direct that such cross-sectioning be done, grading stakes set and specifications be drawn by the City Engineering department.

Respectfully yours

The Board of Playground Comm.

H. B. Bard.

Vice-President.

DOCUMENT No. 77204

Filed MAY 27 1914

ALLEN H. WRIGHT

City Clerk

By E. D. JOHNSTON Deputy

COMMUNICATION

FROM

Play ground ^{Com}
Re Survey for
Play ground
Lafayette Etc.
res

1-M. 9-20-13. E.P.W.Co.

Forwarded to Finance Committee
ordered Filed JUN 3- 1914