

MINUTE ITEM

11. (EXCHANGE OF LANDS BETWEEN STATE OF CALIFORNIA AND CRESCENT CITY HARBOR CO., DEL NORTE COUNTY - W. O. 355, GEO.-DEL NORTE CO.)

After presentation of Calendar Item 6 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE EXECUTIVE OFFICER IS AUTHORIZED TO CONSENT TO THE DEED OF CRESCENT CITY HARBOR CO., A DELAWARE CORPORATION, TO THE STATE OF CALIFORNIA OF THAT REAL PROPERTY DESCRIBED AS FOLLOWS:

That area known as "Walton Docks Subdivision of Del Norte County", more particularly described as follows:

Beginning at a point distant 1,764.36 feet South and 608.35 feet West from the quarter section corner between Sections 27 and 28 in Township 16 North, Range 1 West of the Kumboldt Meridian, which point is on the westerly line of Josephine Street and distant thereon 215 feet southwesterly from the southerly right-of-way line of State Highway 101 as it now exists, said point being also the most southerly corner of Block 2 of the aforementioned Walton Docks Subdivision;

Running thence North 46° West, 2100 feet to a point at the intersection of the northerly line of First Street and the westerly line of Thompson Street; thence North 68° 45' West, 976 feet more or less to a point on the westerly line of Houston Street and distant thereon 318.9 feet southwesterly from the northeast corner of Block 51; thence South 44° West, 65.06 feet; thence South 68° 45' East, 989 feet more or less to a point distant 60 feet, measured at right angles, from the first described course; thence South 46° East, 2,087.9 feet; thence North 44° East, 60 feet to the point of beginning;

Excepting that portion granted to Shell Oil Company and more particularly described as follows:

Beginning at the southwesterly corner of Block 3, which point is at the intersection of the easterly line of Chamberlain Street with the northerly line of the Dock Causeway, said point being, also, North 46° West, 540 feet from the point of beginning of the Dock Causeway description;

Running thence South 44° West, along the extension of the easterly line of Chamberlain Street 60 feet to a point on the southerly line of the Dock Causeway; thence South 46° East, 90 feet; thence North 44° East, 60 feet; thence North 46° West, 90 feet to the point of beginning;

Also excepting the right of way granted to Madge Yull in the quiet title action recorded July 22, 1952, in Book 74 at Page 321, being a right of way over a 20-foot-wide strip of land adjacent to and parallel with the westerly line of Houston Street.

STANDARD B & P "NOISEAR" ®

D B & P "NOISEAR" ®

FURTHER, THE EXECUTIVE OFFICER IS AUTHORIZED TO PERFECT A PATENT IN EXCHANGE FOR THE ABOVE REAL PROPERTY, OF REAL PROPERTY DESCRIBED AS FOLLOWS:

Beginning at a point on the Ordinary High Water Mark of the Pacific Ocean per survey by Albert Wheelon, October 1948, and recorded at Book 3 of Maps, page 94, Del Norte County, said point being South 14° 29' 32" East, 2,127.46 feet; South 27° 21' 00" East, 696.89 feet; and South 69° 36' 00" East, 1,314.84 feet from the corner common to Sections 20, 21, 28 and 29, Township 16 North, Range 1 West, H.M.; thence southeasterly along the said Ordinary High Water Mark South 69° 36' 00" East, 263.13 feet to Station 2 on said map; South 67° 20' 10" East, 295.84 feet; South 63° 04' 00" East, 278.17 feet; South 59° 34' 40" East, 325.87 feet; South 50° 11' 40" East, 312.41 feet; South 42° 54' 40" East, 290.82 feet; South 45° 17' 10" East, 565.70 feet; South 51° 14' 10" East, 338.58 feet to Station 9 on said map; thence South 62° 12' 40" East, 75.77 feet, more or less, to the intersection of the northwesterly line of Josephine Street extended in a southwesterly direction and the Ordinary High Water Mark per said map; thence leaving said Ordinary High Water Mark South 45° 59' 30" West, 63.17 feet to a line 60 feet waterward of and parallel to said Ordinary High Water Mark; thence northwesterly along said parallel line North 62° 12' 40" West, 61.80 feet; North 51° 14' 10" West, 347.48 feet; North 45° 17' 10" West, 570.06 feet; North 42° 54' 40" West, 288.25 feet; North 50° 11' 40" West, 303.68 feet; North 59° 34' 40" West, 319.11 feet; North 63° 04' 00" West, 274.11 feet; North 67° 20' 10" West, 292.42 feet; and North 69° 36' 00" West, 241.99 feet; thence North 01° 59' 30" East, 63.22 feet to the point of beginning; all bearings and distances being on Zone 1, California Coordinate System and the coordinates of the point of beginning are X = 1,403,533.37 and Y = 887,842.72.

THE EXECUTIVE OFFICER IS ALSO AUTHORIZED TO CONSENT TO ACCEPTANCE OF QUITCLAIM DEEDS OF ANY AND ALL CLAIMANTS TO PROPERTY INVOLVED IN THE AREA PROPOSED TO BE CONVEYED TO THE STATE. THE FOREGOING AUTHORIZATION OF EXCHANGE OF PROPERTIES IS SUBJECT TO THE PROVISIO THAT THE CRESCENT CITY HARBOR CO. AGREES THAT UPON CONSUMMATION OF THE VARIOUS AGREEMENTS, THE LOCATION OF THE ORDINARY HIGH WATER MARK ALONG THE WATERWARD BOUNDARY OF THE AREA PROPOSED TO BE CONVEYED TO THAT COMPANY BE AS FOLLOWS:

Beginning at a point on the Ordinary High Water Mark of the Pacific Ocean per survey by Albert Wheelon, October 1948, and recorded at Book 3 of Maps, page 94, Del Norte County; said point being South 14° 29' 32" East, 2,127.46 feet; South 27° 21' 00" East, 696.89 feet; and South 69° 36' 00" East, 1,314.84 feet from the corner common to Sections 20, 21, 28 and 29, Township 16 North, Range 1 West, H.M.; thence leaving said Ordinary High Water Mark South 01° 59' 30" West, 63.22 feet; South 69° 36' 00" East, 241.99 feet; South 67° 20' 10" East, 292.42 feet; South 63° 04' 00" East, 274.11 feet; South 59° 34' 40" East, 319.11 feet; South 50° 11' 40" East, 303.68 feet; South 42° 54' 40" East, 288.25 feet; South 45° 17' 10" East, 570.06 feet; South 51° 14' 10" East, 347.48 feet;

South 62° 12' 40" East, 61.80 feet; and North 45° 59' 30" West, 63.17 feet to the said Ordinary High Water Mark; all bearings and distances being on Zone 1, California Coordinate System and the coordinates of the point of beginning are X = 1,403,533.37 and Y = 887,842.72.

FURTHER, THE COMMISSION DETERMINES THAT THE VALUE OF THE LANDS SO RESPECTIVELY CONVEYED BY AND GRANTED TO THE STATE OF CALIFORNIA ARE EQUAL IN VALUE.

Attachment:

Calendar Item 6 (3 pages)

CALENDAR ITEM

MISCELLANEOUS

6.

(EXCHANGE OF LANDS BETWEEN STATE OF CALIFORNIA AND CRESCENT CITY HARBOR CO., DEL NORTE COUNTY - W. O. 355.)

By the provisions of the Statutes of 1953, Chapter 1112, page 2607, the State Lands Commission is authorized to grant land to a person, persons or corporations, upon the condition that such person, persons or corporations grant their right, title and interest to parcels of land in Del Norte County to the State of California, providing the parcels so granted be of equal or greater value than the lands conveyed by the State, all of said parcels of land referred to being within the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$, the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, and the SE $\frac{1}{4}$ of Section 28, Township 16 North, Range 1 West, H.M.

In order that clear title to the land to be conveyed by the grantee might be received by the State without cloud on the title, certain quitclaim deeds shall be made to the State of California, together with an acceptable title insurance report.

Under the provisions of the aforesaid statute the State Lands Commission is empowered to determine the value of lands so respectively conveyed by, and granted to, the State, and, in the event of a deficiency in value of land conveyed to the State, is authorized to accept cash in lieu of land for the purpose of equalizing values.

Pursuant to the provisions of the Government Code, Section 27281, it is necessary prior to recordation of a deed or a grant that the consent of this Commission be evidenced by a resolution of acceptance attached to said deed; and the said Code section permits an authorized officer or agent to consent to such deeds or grants.

This entire matter has been the subject of numerous conferences and extensive correspondence with the office of the Attorney General. That office approves the action proposed to be taken herein.

IT IS RECOMMENDED THAT THE EXECUTIVE OFFICER BE AUTHORIZED TO CONSENT TO THE DEED OF CRESCENT CITY HARBOR CO., A DELAWARE CORPORATION, TO THE STATE OF CALIFORNIA OF THAT REAL PROPERTY DESCRIBED AS FOLLOWS:

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IT IS FURTHER RECOMMENDED THAT THE COMMISSION AUTHORIZE THE EXECUTIVE OFFICER TO PERFECT A PATENT IN EXCHANGE FOR THE ABOVE REAL PROPERTY, OF REAL PROPERTY DESCRIBED AS FOLLOWS:

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Josephine Street extended in a southwesterly direction and the Ordinary High Water Mark per said map; thence leaving said Ordinary High Water Mark South 45° 59' 30" West, 63.17 feet to a line 60 feet waterward of and parallel to said Ordinary High Water Mark; thence northwesterly along said parallel line North 62° 12' 40" West, 61.80 feet; North 51° 14' 10" West, 347.48 feet; North 45° 17' 10" West, 570.06 feet; North 42° 54' 40" West, 288.25 feet; North 50° 11' 40" West, 303.68 feet; North 59° 34' 40" West, 319.11 feet; North 63° 04' 00" West, 274.11 feet; North 67° 20' 10" West, 292.42 feet; and North 69° 36' 00" West, 241.99 feet; thence North 01° 59' 30" East, 63.22 feet to the point of beginning; all bearings and distances being on Zone 1, California Coordinate System and the coordinates of the point of beginning are X = 1,403,533.37 and Y = 887,842.72.

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