

MINUTE ITEM

14. REQUEST FOR APPROVAL OF DEEDS CONVEYING THE STATE'S REVERSIONARY INTEREST IN CERTAIN PARCELS OF TIDE AND SUBMERGED LANDS AS PART OF THE SETTLEMENT IN THE CASE OF UNITED STATES V. ANCHOR OIL CORPORATION, ET AL. - W.O. 3019, GEO.-LOS ANGELES CO.

After consideration of Supplemental Calendar Item 11 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE STATE LANDS COMMISSION BY RESOLUTION HEREBY APPROVES THE FORM AND CONTENTS OF THE TWO DEEDS OF CONVEYANCE ATTACHED HERETO AS CONFORMING WITH THE PROVISIONS OF CHAPTER 1847, STATUTES OF 1963, AND THE FORWARDING OF THESE INSTRUMENTS TO THE GOVERNOR TO BE EXECUTED BY HIM IN THE MANNER PRESCRIBED BY THE AFORESAID STATUTE.

Attachment

Exhibit "A" (4 pages)
Exhibit "B" (3 pages)
Calendar Item 11 (1 page)

Exhibit "A"

UNITED STATES OF AMERICA - STATE OF CALIFORNIA

D E E D

TO ALL TO WHOM THESE PRESENTS SHALL COME GREETINGS:

WHEREAS, that certain act of the Legislature of the State of California entitled: "An act relating to the pending case of United States of America v. Anchor Oil Corporation, et al., United States District Court for the Southern District of California, Central Division, No. 800-58 HW Civil and in connection therewith authorizing a settlement thereof by defendants State of California and City of Long Beach; etc.", approved July 17, 1963 (Cal. Stats. 1963, Chap. 1847), as part of such settlement, has authorized a conveyance to the United States of America of the reversionary and possessory right, title and interest of the State of California in and to certain portions of tide and submerged lands heretofore conveyed in trust to the City of Long Beach by the State of California, and has authorized the Governor of the State of California in the name and by the authority of the People of the State of California to deed the property hereinafter described to the United States of America upon the terms and conditions hereinafter set forth; and

WHEREAS, pursuant to the provisions of California Statutes of 1963, Chapter 1847, Section 2(c) of the State of California is authorized to convey to the United States of America the State's interest in and to an area not to exceed the following described tide and submerged lands:

"Beginning at the northeast corner of that certain land known as Parcel No. 2 taken in eminent domain by the United States from the City of Long Beach in that certain condemnation action entitled United States of America vs. 333.6 Acres of Land, etc., No. 1102 BH-Civil, filed in the District Court of the United States for the Southern District of California, Central Division; thence south 19° 16' 25" East to the southeast corner of Parcel No. 2 which is the true point of beginning of this description;

Thence South 19° 16' 25" East 834.61 feet more or less to a point distant South 19° 16' 25" East 1699.61 feet from northeast corner of Parcel No. 2;

Thence South 19° 10' 45" East 100.00 feet;

Thence South 70° 43' 01" West 150.00 feet;

Thence South 19° 10' 45" East 1603.55 feet;

Thence South 36° 07' 59" East 3537.36 feet;

Thence South 70° 43' 01" West 4705.28 feet;

Thence North 79° 16' 25" West 3266.51 feet;

Thence North 49° 16' 25" West 755.50 feet to the boundary line between the City of Long Beach and the City of Los Angeles;

Thence North 19° 16' 25" West along the boundary line between the City of Long Beach and the City of Los Angeles to the southwest corner of Parcel No. 2;

Thence along the south boundary of Parcel No. 2 to the true point of beginning.

The approximate acreage of the above described area is 951",

and whereas each of the parcels hereby conveyed is located within the above described area of tide and submerged lands; and

WHEREAS, one of the parcels hereby conveyed consists mostly of reclaimed lands and is therefore, for convenience, herein designated as "Parcel R," and whereas the other such parcel consists mostly of lands presently under water, and is therefore, for convenience, herein designated as "Parcel U"; and

WHEREAS, the State Lands Commission of the State of California has adopted a resolution and the Attorney General of the State of California has made his report, each approving this conveyance;

NOW, THEREFORE, all of the requirements of law having duly been complied with, I, EDMUND G. BROWN, Governor of the State of California, in the name and by the authority of the People of the State of California by these presents do grant and convey upon the terms and conditions hereinafter set forth unto the United States of America the reversionary and possessory right, title and interest of the State of California in and to those two certain parcels of tide and submerged lands situated in the City of Long Beach, County of Los Angeles, State of California, heretofore conveyed in trust to the City of Long Beach by the State of California, which parcels of land are more specifically described as follows:

(1) Parcel R, consisting of approximately 349 acres

Beginning at the northeast corner of that certain land known as Parcel No. 2 taken in eminent domain by the United States from the City of Long Beach in that certain condemnation action entitled United States of America vs. 333.6 Acres of Land, etc., No. 1102 BH-Civil, filed in the District Court of the United States for the Southern District of California, Central Division; thence South 19° 16' 25" East to the southeast corner of Parcel No. 2 which is the true point of beginning of this description:

Thence South	19° 16' 25" East	834.61 feet
	more or less to a point distant South	
	19° 16' 25" East	1699.61 feet from the
	northeast corner of Parcel No. 2;	
Thence South	19° 10' 45" East	100.00 feet;
Thence South	70° 43' 01" West	150.00 feet;
Thence South	70° 43' 01" West	6501.13 feet;
Thence South	19° 16' 25" East	2250.17 feet;

Thence South 49° 16' 25" East 448.91 feet;
 Thence South 79° 16' 25" East 3224.20 feet;
 Thence North 70° 43' 01" East 3770.10 feet;
 Thence South 64° 16' 59" East 1042.98 feet;
 Thence South 70° 43' 01" West 4705.28 feet;
 Thence North 79° 16' 25" West 3266.51 feet;
 Thence North 49° 16' 25" West 755.50 feet;

to the boundary line between the City
 of Long Beach and the City of
 Los Angeles;

Thence North 19° 16' 25" West
 along the boundary line between the
 City of Long Beach and the City of
 Los Angeles to the southwest corner
 of Parcel No. 2;

Thence along the south boundary of Parcel No. 2
 to the true point of beginning,

and

(2) Parcel U, consisting of approximately 602 acres

Beginning at the northeast corner of that certain
 land known as Parcel No. 2 taken in eminent domain by
 the United States from the City of Long Beach in that
 certain condemnation action entitled United States of
 America vs. 333.6 Acres of Land, etc., No. 1102 BH-
 Civil, filed in the District Court of the United States
 for the Southern District of California, Central Division;
 thence South 19° 16' 25" East to the southeast corner of
 Parcel No. 2; thence South 19° 16' 25" East 834.61 feet
 more or less to a point distant South 19° 16' 25" East
 1699.61 feet from the northeast corner of Parcel No. 2;
 thence South 19° 10' 45" East 100.00 feet; thence South
 70° 43' 01" West 150.00 feet to a point which is the true
 point of beginning of this description;

Thence South 70° 43' 01" West 6501.13 feet;
 Thence South 19° 16' 25" East 2250.17 feet;
 Thence South 49° 16' 25" East 448.91 feet;
 Thence South 79° 16' 25" East 3224.20 feet;
 Thence North 70° 43' 01" East 3770.10 feet;
 Thence South 64° 16' 59" East 1042.98 feet;
 Thence North 36° 07' 59" West 3537.36 feet;
 Thence North 19° 10' 45" West 1603.55 feet;

to the true point of beginning;

provided, however, that in the event that the United
 States shall sell, or for a period of one year shall
 cease to use for federal purposes, 50% or more of the
 water frontage of Parcels R and U, then the reversion-
 ary and possessory right, title and interest granted

by this conveyance to the United States shall revert automatically to the State of California and the United States' title to Parcel U shall revert automatically to the City of Long Beach in trust for the State of California, as to all portions of Parcel U that shall then constitute submerged lands, to wit: lands covered by the waters of the ocean at mean high tide, except submerged lands underlying then existing piers.

All of the foregoing land is hereby transferred to the United States free and clear of all easements or rights to use the surface of the same for the purpose of exploring, mining, and/or removing oil and other minerals therefrom, but this conveyance is made upon and is subject to the condition that all oil, gas, and other mineral deposits and oil, gas and other mineral rights in and appertaining to all of the lands hereby conveyed are, and shall remain, reserved to the State of California and its grantee, The City of Long Beach.

This deed shall not be effective for any purpose unless and until the United States has paid to the State of California, the sum of One Dollar (\$1.00) as nominal consideration following condemnation by the United States of the State of California's reversionary and possessory right, title and interest in Parcels R and U, and unless and until the United States has dismissed, with prejudice, its claims against the State of California and the City of Long Beach in that certain action on file in the United States District Court for the Southern District of California, Central Division, which is entitled "United States of America v. Anchor Oil Corporation, et al., No. 800-58-HW-Civil."

IN TESTIMONY WHEREOF, I, EDMUND G. BROWN, Governor of the State of California have caused this deed to be executed in the name and by the authority of the People of the State of California and the Great Seal of the State of California to be hereunto affixed. Given under my hand at the City of _____, this, the _____ day of _____, in the year of our Lord one thousand nine hundred and sixty-three.

Governor of the State of California

ATTESTED AND COUNTERSIGNED:

Secretary of State of California

Exhibit "B"

UNITED STATES OF AMERICA - STATE OF CALIFORNIA

D E E D

TO ALL TO WHOM THESE PRESENTS SHALL COME GREETINGS:

WHEREAS, that certain act of the Legislature of the State of California entitled: "An act relating to the pending case of United States of America v. Anchor Oil Corporation, et al., United States District Court for the Southern District of California, Central Division, No. 800-58 HW Civil and in connection therewith authorizing a settlement thereof by defendants State of California and City of Long Beach; etc.", approved July 17, 1963 (Cal. Stats. 1963, Chap. 1847), as part of such settlement, has authorized a conveyance to the United States of America of the reversionary and possessory right, title and interest of the State of California in and to certain portions of tide and submerged lands heretofore conveyed in trust to the City of Long Beach by the State of California, and has authorized the Governor of the State of California in the name and by the authority of the People of the State of California to deed the property hereinafter described to the United States of America upon the terms and conditions hereinafter set forth; and

WHEREAS, pursuant to the provisions of California Statutes of 1963, Chapter 1847, Section 2(d) the State of California is authorized to convey to the United States of America the State's interest in and to the hereinafter described tide and submerged lands; and

WHEREAS, the State Lands Commission of the State of California has adopted a resolution and the Attorney General of the State of California has made his report, each approving this conveyance;

NOW, THEREFORE, all of the requirements of law having duly been complied with, I, EDMUND G. BROWN, Governor of the State of California, in the name and by the authority of the People of the State of California by these presents do grant and convey upon the terms and conditions hereinafter set forth unto the United States of America the reversionary and possessory right, title and interest of the State of California in and to those that certain parcel of tide and submerged lands, consisting of a portion of Pier E and comprising approximately 83 acres, situated in the City of Long Beach, County of Los Angeles, State of California, heretofore conveyed in trust to the City of Long Beach by the State of California, which parcel of land, hereinafter referred to as the Pier E lands, are more specifically described as follows:

The northeast corner of that certain land known as Parcel 2 taken in eminent domain by the United States from the City of Long Beach in that certain

condemnation action entitled United States of America vs. 333.6 Acres of Land, etc., No. 1102 BH-Civil, filed in the District Court of the United States for the Southern District of California, Central Division, is the true point of beginning;

Thence North	19° 16' 25"	West	80.00 feet;
Thence North	66° 32' 34"	East	43.56 feet;
Thence South	75° 27' 54"	East	164.01 feet;
Thence North	66° 32' 34"	East	830.31 feet;
Thence South	23° 36' 46"	East	1483.13 feet;
Thence South	00° 03' 27"	East	575.63 feet;
Thence South	19° 09' 20"	East	684.72 feet;
Thence North	70° 50' 40"	East	77.97 feet;
Thence South	19° 09' 20"	East	450.48 feet;
Thence North	70° 49' 39"	East	200.22 feet;
Thence South	54° 37' 59"	East	368.34 feet;
Thence South	70° 49' 51"	West	1572.40 feet;
Thence North	19° 10' 45"	West	1603.55 feet;
Thence North	70° 43' 01"	East	150.00 feet;
Thence North	19° 10' 45"	West	100.00 feet;
Thence North	19° 16' 25"	West	1699.61 feet,

to the true point of beginning.

This conveyance of the State's interest in the Pier E lands is and shall be for so long as said lands shall be used as part of the Long Beach Naval Shipyard or for purposes of national defense, or other federal purposes, and for no other uses or purposes whatsoever; provided that said lands shall not be leased or otherwise disposed of to private persons or entities for uses not substantially involving a federal function. In the event said lands or any portion thereof, are used for any other than the above-specified purposes, or are not used for such specified purposes for a period in excess of two years, or if said lands or any portion thereof are determined by the United States to be no longer necessary for use as a naval shipyard or for purposes of national defense, or other federal purposes, then the entire reversi nary and possessory right, title and interest granted by this conveyance to the United States shall revert automatically to the State of California and title to said lands or such portions thereof shall automatically revert to the City of Long Beach, in trust for the State of California; provided, however, that no reversion for nonuse shall occur within 10 years immediately following the United States' acquisition of title to the Pier E lands or, as to lands included within present leases within 10 years after expiration of such leases; provided further that substantial use of said Pier E lands shall preserve the right to use all of such lands except as proper federal officials may from time to time determine unused portions to be excess to the federal need.

This conveyance by the State is and shall be subject to the condition that the entire mineral estate, in and appertaining to the conveyed lands, including the oil, gas and other hydrocarbon substances therein contained, together with the right to withdraw and recover said minerals, is and shall be reserved to the State of California and its grantee, the City of Long Beach; provided that the city's right to occupy and use the surface of the Pier E lands is and shall be limited to so much of the surface thereof

SUPPLEMENTAL CALENDAR ITEM

11.

REQUEST FOR APPROVAL OF DEEDS CONVEYING THE STATE'S REVERSIONARY INTEREST IN CERTAIN PARCELS OF TIDE AND SUBMERGED LANDS AS PART OF THE SETTLEMENT IN THE CASE OF UNITED STATES V. ANCHOR OIL CORPORATION, ET AL. - W.O. 3019.

Chapter 1847 of the Statutes of 1963, effective September 20, 1963, authorizes a settlement of the case of United States of America v. Anchor Oil Corporation, et al., United States District Court for the Southern District of California, Central Division, No. 800-58 HW Civil, by the defendants State of California and City of Long Beach. As part of such settlement the City is authorized to allow the United States to convey, for a nominal consideration, certain tide and submerged lands held in trust provided that the entire mineral estate including all oil, gas and other hydrocarbons is reserved by the City in trust for the State.

Sections 2(c) and 2(d) of Chapter 1847 also authorize conveyances of the State's reversionary interest to the same lands by deeds executed by the Governor, countersigned by the Secretary of State and bearing the State Seal after the receipt of a resolution by the State Lands Commission approving the conveyances.

The two deeds, copies of which are herewith attached, convey to the United States the reversionary interest of the State in areas authorized to be conveyed by the settlement statute. The deeds contain the reservation of the mineral estate required by the statute and follow the terms of the statute.

The deeds were prepared by, and are approved by the Office of the Attorney General as conforming with the provisions of Chapter 1847, Statutes of 1963.

IT IS RECOMMENDED THAT THE COMMISSION BY RESOLUTION APPROVE THE FORM AND CONTENTS OF THE TWO DEEDS OF CONVEYANCE ATTACHED HERETO AS CONFORMING WITH THE PROVISIONS OF CHAPTER 1847, STATUTES OF 1963, AND THE FORWARDING OF THESE INSTRUMENTS TO THE GOVERNOR TO BE EXECUTED BY HIM IN THE MANNER PRESCRIBED BY THE AFORESAID STATUTE.