

MINUTE ITEM

4. REQUEST FOR APPROVAL OF AMENDED DEED 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.

After consideration of Calendar Item 3 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE COMMISSION BY RESOLUTION:

1. APPROVES THE AMENDMENT HEREINABOVE REQUESTED;
2. AS AMENDED, APPROVES THE FORM AND CONTENT OF THE DEED OF CONVEYANCE ATTACHED HERETO AS CONFORMING WITH THE PROVISIONS OF CHAPTER 1847, STATUTES OF 1963, SECTION 2(c);
3. APPROVES THE FORWARDING OF THE AMENDED DEED TO THE GOVERNOR, IN LIEU OF THE DEED HERETOFORE APPROVED ON SEPTEMBER 16, 1963, TO BE EXECUTED BY THE GOVERNOR IN THE MANNER PRESCRIBED BY THE AFOREMENTIONED SETTLEMENT STATUTE.

Attachment

Deed (4 pages)

Calendar Item 3 (1 page)

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  $19^{\circ} 16' 25''$  East to the southeast corner of Parcel No. 2 which is the true point of beginning of this description:

Thence	South	$19^{\circ} 16' 25''$ East	834.61 feet
		more or less to a point distant South	
		$19^{\circ} 16' 25''$ East 1699.61 feet from the northeast	
		corner of Parcel No. 2;	
Thence	South	$29^{\circ} 10' 45''$ East	100.00 feet;
Thence	South	$70^{\circ} 43' 01''$ West	150.00 feet;
Thence	South	$70^{\circ} 43' 01''$ West	6501.13 feet;
Thence	South	$19^{\circ} 16' 25''$ East	2250.17 feet;
Thence	South	$49^{\circ} 16' 25''$ East	448.91 feet;
Thence	South	$79^{\circ} 16' 25''$ East	3224.20 feet;
Thence	North	$70^{\circ} 43' 01''$ East	3770.10 feet;
Thence	South	$64^{\circ} 16' 59''$ East	1042.98 feet;
Thence	South	$70^{\circ} 43' 01''$ West	4705.28 feet;
Thence	North	$79^{\circ} 16' 25''$ West	3266.51 feet;
Thence	North	$49^{\circ} 16' 25''$ 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 condemna-  
tion 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 south-  
east 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 reversionary and possessory right,  
title and interest to Parcel U 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 State of California

ATTESTED AND COUNTERSIGNED:

\_\_\_\_\_  
Secretary of State of California

CALENDAR ITEM

3.

REQUEST FOR APPROVAL OF AMENDED DEED 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.

On September 16, 1963, the State Lands Commission approved the form and content of two deeds conveying the State's reversionary interest in certain parcels of tide and submerged lands to the United States as part of the 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.

These deeds had been reviewed by counsel for the United States who indicated satisfaction with them prior to their presentation to the Commission. Subsequently, counsel for the United States Government requested that one of the deeds be amended by the insertion of three words. For this reason the Attorney General asks that the Commission approve an amendment to the deed authorized by Chapter 1847, Statutes of 1963, section 2(c), as follows: Add the words "to Parcel U" on the eleventh line from the bottom of page 4 after the words "right, title and interest."

This insertion makes no change whatever in the meaning of said document.

The deed as amended has been approved by the Office of the Attorney General as conforming to the provisions of Chapter 1847, Statutes of 1963.

IT IS RECOMMENDED THAT THE COMMISSION BY RESOLUTION:

1. APPROVE THE AMENDMENT HEREINABOVE REQUESTED;
2. AS AMENDED, APPROVE THE FORM AND CONTENT OF THE DEED OF CONVEYANCE ATTACHED HERETO AS CONFORMING WITH THE PROVISIONS OF CHAPTER 1847, STATUTES OF 1963, SECTION 2(c);
3. APPROVE THE FORWARDING OF THE AMENDED DEED TO THE GOVERNOR, IN LIEU OF THE DEED HERETOFORE APPROVED ON SEPTEMBER 16, 1963, TO BE EXECUTED BY THE GOVERNOR IN THE MANNER PRESCRIBED BY THE AFOREMENTIONED SETTLEMENT STATUTE.