

MINUTE ITEM

1/7/70
JEP

59. AUTHORIZATION FOR EXECUTION OF BOUNDARY AGREEMENT BETWEEN THE STATE OF CALIFORNIA ACTING BY AND THROUGH THE STATE LANDS COMMISSION; THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF HIGHWAYS; AND VARIOUS OTHER UPLAND PROPERTY OWNERS BETWEEN SEACLIFF AND MUSSEL SHOALS, VENTURA COUNTY - W-9084, B.L.A. 117.

After consideration of Calendar Item 62 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE EXECUTION OF A BOUNDARY LINE AGREEMENT, WHICH IS ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, BETWEEN THE STATE OF CALIFORNIA ACTING BY AND THROUGH THE STATE LANDS COMMISSION AND THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF HIGHWAYS, AND VARIOUS OTHER UPLAND PROPERTY OWNERS, FOR THE PURPOSE OF FIXING THE COMMON BOUNDARY OF UNGRANTED TIDE AND SUBMERGED LANDS IN VENTURA COUNTY AND THOSE UPLANDS OWNED BY THE DIVISION OF HIGHWAYS AND VARIOUS OTHER UPLAND PROPERTY OWNERS. THE BOUNDARY LINE AGREED UPON IS DESCRIBED IN EXHIBIT "A" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF.

Attachment

Calendar Item 62 (2 pages)

Minute item 59, meeting of 1/7/70 RESCINDED
by minute item 26, meeting of 6/28/73. dj
(initials)

62.

PROPOSED BOUNDARY AGREEMENT BETWEEN THE STATE OF CALIFORNIA ACTING BY AND THROUGH THE STATE LANDS COMMISSION; THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF HIGHWAYS; AND VARIOUS OTHER UPLAND PROPERTY OWNERS BETWEEN SEACLIFF AND MUSSEL SHOALS, VENTURA COUNTY - W-9084, BLA 117.

The Department of Public Works, Division of Highways, has requested a right-of-way for the construction of a freeway embankment on tide and submerged lands along the coast between Seacliff and Mussel Shoals, Ventura County. The embankment would be approximately 8,800 feet long and would require 2,800,000 cubic yards of revetted earth fill. The placement of the fill and construction of the freeway will further obliterate the location of the ordinary high water mark as it existed or exists in a state of nature and, as a consequence, the boundary between the tide and submerged lands owned by the State by virtue of its sovereignty and those uplands owned by the Division of Highways and various private upland owners.

Under the circumstances, it is desirable for the State Lands Commission to enter into a boundary line agreement with the Division of Highways and the various private upland owners in order to fix the line and define the common boundaries between the State sovereign lands and the upland ownership.

Authority for the State Lands Commission to establish the ordinary high water mark by agreement is contained in Section 6357 of the Public Resources Code.

The proposed boundary line agreement has been approved by the Attorney General's Office, and the property description has been approved by Division engineers as the best line for agreement, based upon all of the circumstances and evidence available (Exhibit "B").

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE EXECUTION OF A BOUNDARY LINE AGREEMENT, WHICH IS ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, BETWEEN THE STATE OF CALIFORNIA ACTING BY AND THROUGH THE STATE LANDS COMMISSION AND THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF HIGHWAYS, AND VARIOUS OTHER UPLAND PROPERTY OWNERS, FOR THE PURPOSE OF FIXING THE COMMON BOUNDARY OF UNGRANTED TIDE AND SUBMERGED LANDS IN VENTURA COUNTY AND THOSE UPLANDS OWNED BY THE DIVISION OF HIGHWAYS AND VARIOUS OTHER UPLAND PROPERTY OWNERS. THE BOUNDARY LINE AGREED UPON IS DESCRIBED IN EXHIBIT "A" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

Beginning at a point identified as Monument 6 as shown upon a map entitled "Map of Areas in the Vicinity of Seacliff, Ventura County, California, Covered by Permits and Leases Granted Under Chap. 303, Stats. of Calif. 1921," approved September 1, 1930 by W.B. Kingsbury, Chief of Division of State Lands, and filed in Book 1A, Page 47 of Miscellaneous Records in the Office of the County Recorder of Ventura County; thence N. 70° 54' E., 200.95 feet, thence N. 86° 59' E., 902.88 feet; thence N. 80° 05' E., 609.73 feet; thence S. 83° 19' E., 410.15 feet; thence S. 66° 04' E., 452.47 feet; S. 52° 11' E., 613.00 feet to Monument No. 8; thence S. 45° 19' E., 800.53 feet to Monument No. 9; thence S. 45° 19' E., 448.04 feet to Monument No. 10; thence S. 38° 41' E., 1,688.29 feet to a point on the indicated southerly line of Sec. 8, T. 3 N., R. 24 W., S.B.M., thence S. 38° 41' E., 1,146.10 feet to Monument No. 13; thence S. 33° 39' E., 666.11 feet to Monument No. 15; thence S. 39° 38' E., 669.88 feet to Monument No. 16; thence S. 35° 34' E., 303.75 feet to Monument No. 17; thence S. 35° 34' E., 212.63 feet.