

MINUTE ITEM

11/19/70
FDU

6. AUTHORIZATION FOR EXECUTIVE OFFICER TO EXECUTE A LEASE WITH CLARITA VALLEY SALVAGE, INC., AND BAHAMA STAR SALVAGE CORPORATION AS JOINT VENTURERS IN ORDER TO REMOVE THE VESSEL "S.S. LA JENELLE" FROM STATE-OWNED TIDE AND SUBMERGED LANDS IN VENTURA COUNTY - W 2880.31, PRC 4539.9.

During consideration of Calendar Item 21 attached, Mr. Jerry F. Brown, Attorney-at-Law, an officer representing the Bahama Star Salvage Corporation, appeared. In response to a question by Commissioner Orr as to how long they expected to take in salvaging the beached vessel "La Jenelle," Mr. Brown responded that it would take six months of working days, and explained the plan of dismantling the vessel at the site and removing it landward.

Upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. AUTHORIZES THE EXECUTIVE OFFICER TO EXECUTE A LEASE OF TIDE AND SUBMERGED LANDS, AS DESCRIBED IN EXHIBIT "A" ATTACHED AND INCORPORATED BY REFERENCE HEREIN, WITH BAHAMA STAR SALVAGE CORPORATION AND CLARITA VALLEY SALVAGE, INC., IN ORDER TO PROVIDE FOR THE PROMPT REMOVAL OF THE VESSEL "S.S. LA JENELLE."
2. AUTHORIZES THE EXECUTIVE OFFICER TO MAKE APPROPRIATE ARRANGEMENTS WITH AN AUTHORIZED BANK IN THE STATE SO AS TO INSURE THE COMPLIANCE OF THE JOINT VENTURERS WITH THE TERMS OF THE LEASE.
3. AUTHORIZES THE EXECUTIVE OFFICER AND THE ATTORNEY GENERAL'S OFFICE TO TAKE ANY NECESSARY ACTION TO ENFORCE THE PROVISIONS OF THE LEASE.

Attachment:

Calendar Item 21 (2 pages)

CALENDAR ITEM

11/70
W 2880.31
FDU

21.

AUTHORIZATION FOR EXECUTIVE OFFICER TO EXECUTE A LEASE WITH CLARITA VALLEY SALVAGE, INC., AND BAHAMA STAR SALVAGE CORPORATION AS JOINT VENTURERS IN ORDER TO REMOVE THE VESSEL "S.S. LA JENELLE" FROM STATE-OWNED TIDE AND SUBMERGED LANDS IN VENTURA COUNTY - W 2880.31.

On April 13, 1970, passenger ship La Jenelle broke loose from its mooring two miles offshore from Port Hueneme and washed ashore adjacent to the entrance of Port Hueneme Harbor on State-owned tide and submerged lands. The present owner of the ship is Bahama Star Salvage Corporation (Bahama). Bahama has entered into a joint venture agreement with Clarita Valley Salvage, Inc. (Clarita) to remove and salvage the ship. The joint venturers, in order to remove the vessel, must cross and use State-owned tide and submerged lands surrounding the ship, and must make certain alternations to those lands. It is necessary that removal of the vessel begin as soon as possible in order to avoid debris from polluting the ocean. It is therefore necessary for the joint venturers to obtain authority from the State Lands Commission. The parties have negotiated a form of lease that is on file in the office of the State Lands Division. The agreement provides that the agreed rental value shall be waived in consideration of the lessee's restoring the property to the condition it was in prior to April 1970.

EXHIBITS: A. Legal description. B. Site map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. AUTHORIZE THE EXECUTIVE OFFICER TO EXECUTE A LEASE OF TIDE AND SUBMERGED LANDS, AS DESCRIBED IN EXHIBIT "A" ATTACHED AND INCORPORATED BY REFERENCE HEREIN, WITH BAHAMA STAR SALVAGE CORPORATION AND CLARITA VALLEY SALVAGE, INC., IN ORDER TO PROVIDE FOR THE PROMPT REMOVAL OF THE VESSEL "S.S. LA JENELLE."
2. AUTHORIZE THE EXECUTIVE OFFICER TO MAKE APPROPRIATE ARRANGEMENTS WITH AN AUTHORIZED BANK IN THE STATE SO AS TO INSURE THE COMPLIANCE OF THE JOINT VENTURERS WITH THE TERMS OF THE LEASE.
3. AUTHORIZE THE EXECUTIVE OFFICER AND THE ATTORNEY GENERAL'S OFFICE TO TAKE ANY NECESSARY ACTION TO ENFORCE THE PROVISIONS OF THE LEASE.

Attachment: Exhibit "A"

EXHIBIT "A"

A parcel of tidelands and submerged lands in the Pacific Ocean partly within the City of Port Huaneme and partly within unincorporated territory, Ventura County, California, more particularly described as follows:

BEGINNING at a point on that certain course connecting Station 46 and Station 47 as shown upon Sheets 5 and 6 of 10 of the map entitled "Plat of the Ordinary High Water Mark", recorded June 3, 1964, in Book 28, pages 76 through 85, Records of Survey, Ventura County records, distant thereon N. 33° 42' 28" W., 230 feet from said Station 46; thence from said point of beginning:

S. 56° 17' 32" W., 500.00 feet; thence
 S. 25° 19' 42" W., 570.82 feet; thence
 S. 33° 42' 28" E., 400.00 feet; thence
 S. 65° 38' 25" E., 347.47 feet to Station
 "STRAND" as shown upon said map; thence
 N. 34° 20' 00" E., 365.00 feet; thence
 N. 05° 18' 40" E., 403.07 feet; thence
 N. 41° 57' 36" E., 295.00 feet to a point

on that certain course connecting Station 45 and Station 46 on said map, distant thereon S. 48° 02' 24" E., 250 feet from Station 46; thence N. 48° 02' 24" W., 250 feet to said Station 46; thence N. 33° 42' 28" W., 230 feet to the point of beginning.

Containing 16 acres more or less.