

19. AUTHORIZATION FOR THE ACCEPTANCE OF RETROCESSION OF JURISDICTION OF LANDS FORMERLY A PART OF THE CAMP PENDLETON MARINE BASE; SAN DIEGO COUNTY - W 9405.

After consideration of Calendar Item 10 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. DETERMINES THAT THE RETROCESSION HEARING HELD ON SEPTEMBER 30, 1971, COMPLIED WITH THE STATUTES AND RULES AND REGULATIONS FOR RETROCESSION OF JURISDICTION AND THAT THE FOLLOWING CONDITIONS HAVE BEEN SATISFIED:
 - a. THE UNITED STATES HAS REQUESTED IN WRITING THAT THE STATE OF CALIFORNIA ACCEPT THE RETROCESSION OF JURISDICTION OF THE LANDS DESCRIBED IN EXHIBIT "A", SAID LANDS BEING WITHIN THE STATE OF CALIFORNIA.
 - b. SAID REQUEST WAS MADE BY AN OFFICER OF THE UNITED STATES EMPOWERED BY A UNITED STATES STATUTE TO CEDE JURISDICTION TO THE STATE OF CALIFORNIA.
 - c. SAID REQUEST PROVIDED FOR A RETURN OF ALL JURISDICTION TO THE STATE OF CALIFORNIA.
2. DETERMINES THAT A RETROCESSION OF JURISDICTION OF THE LANDS DESCRIBED IN EXHIBIT "A", WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN, IS IN THE BEST INTERESTS OF THE STATE OF CALIFORNIA.
3. AUTHORIZES THE EXECUTIVE OFFICER TO EXECUTE ON BEHALF OF THE COMMISSION A RESOLUTION ACCEPTING RETROCESSION OF JURISDICTION AND ALL OTHER NECESSARY DOCUMENTS TO MAKE IT EFFECTIVE.
4. INSTRUCTS THE EXECUTIVE OFFICER TO DISTRIBUTE CERTIFIED COPIES OF SAID RESOLUTION AS FOLLOWS:
 - a. ONE COPY FILED WITH EDMUND G. BROWN, JR., SECRETARY OF STATE, STATE OF CALIFORNIA.
 - b. ONE COPY RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY.
 - c. ONE COPY MAILED TO N. C. SIMONSON, CAPTAIN, CEC, USN, ASSISTANT COMMANDER FOR REAL PROPERTY MANAGEMENT, DEPARTMENT OF THE NAVY, WASHINGTON, D.C.

Attachment:

Calendar Item 10 (3 pages)

CALENDAR ITEM

10/71
W 9405
VJB

10.

AUTHORIZATION FOR THE ACCEPTANCE OF RETROCESSION OF JURISDICTION OF LANDS
FORMERLY A PART OF THE CAMP PENDLETON MARINE BASE; SAN DIEGO COUNTY - W 9405.

In response to a request of N. C. Simonson, Captain, CEC, USN, Assistant Commander for Real Property Management, Department of the Navy, Washington, D.C., pursuant to Title 10, United States Code Section 2683, and pursuant to Minute Item 21, page 347, of the Commission's meeting of May 27, 1971, and pursuant to the provisions of Title 2, Article 8, Sections 2700 to 2710, inclusive, of the California Administrative Code, a hearing was held on September 30, 1971, at 10:00 a.m., in the Los Angeles Office of the State Lands Division, to determine if acceptance of retrocession of jurisdiction was in the best interests of the State.

Notice of the hearing was published in the San Diego Union on September 1, 1971, and notice was served upon the Clerk of the San Diego County Board of Supervisors on September 16, 1971, and mailed to the U. S. Navy and all parties requesting notice.

No one appeared at the hearing in opposition to the retrocession, and no adverse comments were received.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT THE RETROCESSION HEARING HELD ON SEPTEMBER 30, 1971, COMPLIED WITH THE STATUTES AND RULES AND REGULATIONS FOR RETROCESSION OF JURISDICTION, AND THAT THE FOLLOWING CONDITIONS HAVE BEEN SATISFIED:
 - a. THE UNITED STATES HAS REQUESTED IN WRITING THAT THE STATE OF CALIFORNIA ACCEPT THE RETROCESSION OF JURISDICTION OF THE LANDS DESCRIBED IN EXHIBIT "A", SAID LANDS BEING WITHIN THE STATE OF CALIFORNIA.
 - b. SAID REQUEST WAS MADE BY AN OFFICER OF THE UNITED STATES EMPOWERED BY A UNITED STATES STATUTE TO CEDE JURISDICTION TO THE STATE OF CALIFORNIA.
 - c. SAID REQUEST PROVIDED FOR A RETURN OF ALL JURISDICTION TO THE STATE OF CALIFORNIA.
2. DETERMINE THAT A RETROCESSION OF JURISDICTION OF THE LANDS DESCRIBED IN EXHIBIT "A", WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN, IS IN THE BEST INTERESTS OF THE STATE OF CALIFORNIA.
3. AUTHORIZE THE EXECUTIVE OFFICER TO EXECUTE ON BEHALF OF THE COMMISSION A RESOLUTION ACCEPTING RETROCESSION OF JURISDICTION AND ALL OTHER NECESSARY DOCUMENTS TO MAKE IT EFFECTIVE.
4. INSTRUCT THE EXECUTIVE OFFICER TO DISTRIBUTE CERTIFIED COPIES OF SAID RESOLUTION AS FOLLOWS:

CALENDAR ITEM 10. (CONTD.)

- a. ONE COPY FILED WITH EDMUND G. BROWN, JR., SECRETARY OF STATE, STATE OF CALIFORNIA.
- b. ONE COPY RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY.
- c. ONE COPY MAILED TO N. C. SIMONSON, CAPTAIN, CEC, USN, ASSISTANT COMMANDER FOR REAL PROPERTY MANAGEMENT, DEPARTMENT OF THE NAVY, WASHINGTON, D.C.

Attachment: Exhibit "A"

EXHIBIT "A"

A parcel of land in the County of San Diego, State of California, consisting of portions of Sections 29, 30, 31, 32, and 33, Township 9 South, Range 6 West, and Sections 3 and 4, Township 10 South, Range 6 West, of Rancho Santa Margarita, according to Record of Survey Map 794, filed January 17, 1940, in the Office of the County Recorder of said San Diego County, more particularly described as all of that certain land lying southwesterly of the right-of-way of the Atchison, Topeka and Santa Fe Railway Company Main Line, and extending southeasterly a distance of eighteen thousand, two hundred twenty feet (18,220) from the southeast boundary of an easement for construction and operation of a nuclear generating station, granted to Southern California Edison Company and San Diego Gas and Electric Company, containing four hundred five (405) acres, more or less, as delineated on a map entitled "State Beach", on file in the office of the State Lands Commission and by this reference made a part hereof.