

MINUTE ITEM

6/28/73
SCL

26. 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 SHOAL VENTURA COUNTY - W 9084, BLA 117.

After consideration of Calendar Item 25 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. RESCINDS ACTION OF JANUARY 7, 1970 (MINUTE ITEM 59, PAGE 1484).
2. 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 AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 25 (3 pages)

CALENDAR ITEM

25.

6/73
SCL
W 9084
BLA 117

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

The Department of Public Works, Division of Highways, 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.

At its meeting of January 7, 1970, the State Lands Commission authorized the execution of BLA 117, as it was then on file. The agreement as authorized on January 7, 1970, was not consummated. Since that date, certain changes have had to be placed in the agreement. These changes have added specific references to oil, gas and other mineral interests of the parties and lists leases directly affecting the area of the agreement. It also specifically lists court actions clarifying oil, gas and mineral interests of all the parties involved.

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

EXHIBITS: A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. RESCIND ACTION OF JANUARY 7, 1970 (MINUTE ITEM 59, PAGE 1484).

CALENDAR ITEM NO. 25. (CONTD)

2. 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 AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 9084

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, 1688.29 feet to a point on the indicated southerly line of Section 8, T 3 N, R 24 W, SBM; thence S 38° 41' E, 1146.10 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.

END OF DESCRIPTION