

RECORDED AT THE REQUEST OF
AND WHEN RECORDED MAIL TO:

STATE OF CALIFORNIA
STATE LANDS COMMISSION
100 HOWE AVE., SUITE 100 SOUTH
SACRAMENTO, CA 95825
ATTN: LEGAL UNIT
TELEPHONE: (916) 574-1829

STATE OF CALIFORNIA IS ENTITLED TO
FREE RECORDATION PURSUANT TO
GOVERNMENT CODE SECTION 27383

Recorded in Official Records of Alameda Co.
Patrick O'Connell, Clerk-Recorder



No Fee

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FOR RECORDER'S USE ONLY

ACCEPTANCE OF RETROCESSION OF LEGISLATIVE JURISDICTION

California Government Code Section 113

Whereas the United States acting by and through the Department of the Navy has requested that the State of California accept a retrocession of legislative jurisdiction over lands comprising the Fleet and Industrial Supply Center, Oakland, California; and

Whereas the California State Lands Commission, pursuant to California Government Code Section 113, has been authorized by the California State Legislature to accept such a retrocession; and

Whereas the Executive Officer of the California State Lands Commission has been authorized to execute this instrument;

NOW, THEREFORE, I, Robert C. Hight, Executive Officer of the California State Lands Commission hereby certify that the Commissioners for the California State Lands Commission met on May 9, 1996 and accepted a retrocession of legislative jurisdiction over certain lands comprising the Fleet and Industrial Supply Center, Oakland, California. A copy of the Commission's Calendar Item No. 83(C) is attached hereto as Exhibit "A".

ROBERT C. HIGHT, EXECUTIVE OFFICER
CALIFORNIA STATE LANDS COMMISSION

Date: _____

May 15, 1996

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENTState of CaliforniaCounty of SacramentoOn May 15, 1996 before me, Sharon Shaw, Notary Public,
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")personally appeared Robert C. Hight,
Name(s) of Signer(s)

☒ personally known to me – **OR** – ☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(ies), and that by his/~~her/their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Sharon Shaw
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Acceptance of Retrocession of Legislative
Title or Type of Document: Jurisdiction - Oakland, CA

Document Date: May 15, 1996 Number of Pages: Eleven

Signer(s) Other Than Named Above: None

Capacity(ies) Claimed by Signer(s)Signer's Name: Robert C. Hight

- ☐ Individual
☐ Corporate Officer
 Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney-in-Fact
☐ Trustee
☐ Guardian or Conservator

☒ Other: Executive

Officer

Signer Is Representing:

State Lands Commission

RIGHT THUMBPRINT
OF SIGNER
Top of thumb here

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer
 Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney-in-Fact
☐ Trustee
☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing:

RIGHT THUMBPRINT
OF SIGNER
Top of thumb here

FILE COPY**EXHIBIT "A"****CALENDAR ITEM****83**(C)

A 16

05/09/96

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**RETROCESSION OF LEGISLATIVE JURISDICTION AT
FLEET AND INDUSTRIAL SUPPLY CENTER, OAKLAND, ALAMEDA COUNTY****PARTY:**

United States of America
Department of the Navy
1000 Navy Pentagon
Washington, D. C. 20350-1000

BACKGROUND:

The United States exercises a combination of exclusive, partial and proprietary jurisdiction over the Fleet and Industrial Supply Center, Oakland, Alameda County. By letter dated December 8, 1995 the Department of the Navy requested that California accept a retrocession of all exclusive and partial legislative jurisdiction over this facility so as to establish uniform proprietary legislative jurisdiction over the entire base.

California Government Code Section 113 authorizes the State Lands Commission to accept such a retrocession if the following conditions are met:

1. The United States has in writing requested that the State accept a retrocession of jurisdiction;
2. The State Lands Commission has held a public hearing to determine whether it is in the State's best interests to accept the retrocession; and
3. The United States has agreed to pay for the costs associated with the retrocession process.

The United States has made the written request for the retrocession and has agreed to bear the costs associated with the retrocession. The noticed hearing was held on April 2, 1996. No comments in opposition to the retrocession were received.

AB 884:

N/A

CALENDAR ITEM NO. 83(c) (CONT'D)**OTHER PERTINENT INFORMATION:**

Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), the staff has determined that this activity is exempt from the requirements of the CEQA because this activity is not a "project" as defined by the State CEQA Guidelines.

Authority: Public Resources Code Section 21065 and 14 California Code of Regulations Section 15378.

EXHIBIT:

"C1". Land Description

"C2". Form of Retrocession Certificate

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY PUBLIC RESOURCES CODE SECTION 21065 AND 14 CAL. CODE REGS. 15378.
2. FIND THAT THE U.S. DEPARTMENT OF THE NAVY HAS REQUESTED IN WRITING THAT THE COMMISSION ACCEPT A RETROCESSION OF ALL LEGISLATIVE JURISDICTION OVER LANDS COMPRISING THE FLEET AND INDUSTRIAL SUPPLY CENTER, OAKLAND, ALAMEDA COUNTY.
3. FIND THAT THE UNITED STATES HAS AGREED TO PAY FOR THE COSTS OF THE RETROCESSION PROCESS.
4. FIND THAT THE STATUTORY PUBLIC HEARING WAS HELD AS REQUIRED.
5. DETERMINE THAT IT IS IN THE BEST INTERESTS OF THE STATE OF CALIFORNIA TO ACCEPT THE RETROCESSION OF JURISDICTION REQUESTED BY THE UNITED STATES BECAUSE THE RETROCESSION WILL ALLOW STATE AND LOCAL LAW ENFORCEMENT AND CIVILIAN PROSECUTION AND FIRE PROTECTION SERVICES TO BE MADE AVAILABLE TO ENSURE PROPER PROTECTION OF TENANTS AT THE BASE AS IT PROCEEDS TOWARD CLOSURE. THE RETROCESSION WILL ALSO FACILITATE THE ADMINISTRATION OF LEASES WITH THE PORT OF OAKLAND.

CALENDAR ITEM NO. 83(c) (CONT'D)

6. ACCEPT THE RETROCESSION OF ALL LEGISLATIVE JURISDICTION OVER THE FLEET AND INDUSTRIAL SUPPLY CENTER, OAKLAND, ALAMEDA COUNTY AS DESCRIBED IN EXHIBIT "C1" ATTACHED HERETO.
7. AUTHORIZE THE EXECUTIVE OFFICER TO EXECUTE AN ACCEPTANCE OF RETROCESSION IN SUBSTANTIALLY THE SAME FORM AS FOUND IN EXHIBIT "C2" ATTACHED HERETO.
8. AUTHORIZE THE FILING OF THE RETROCESSION WITH THE CALIFORNIA SECRETARY OF STATE AND THE ALAMEDA COUNTY RECORDER AS REQUIRED BY GOVERNMENT CODE SECTION 113.

EXHIBIT "C1"

LAND DESCRIPTION
FLEET AND INDUSTRIAL SUPPLY CENTER, OAKLAND, CALIFORNIAPARCEL ONE

A parcel of land lying in the City of Oakland, County of Alameda, State of California, being of all the land described in the Deed from the City of Oakland to the U.S.A., Recorded May 17, 1940 in Book 3869, Official Records, at Page 386, and all of those lands described in the Final Judgment as to Parcel K for Civil No. 22298-R filed in July 23, 1945 in the District Court of the United States in and for the Northern District of California Southern Division, and all of those lands described in the Final Judgment as to Parcel G, G-A, 2, F, F-A, H and H-A for Civil No. 22298-R filed in February 26, 1946 in the District Court of the United States in and for the Northern District of California Southern Division, and all that land described in the Deed from the Central Pacific Railway Company to the U.S.A., Recorded May 17, 1940 in Book 3917, Official Records, at Page 278, and all that land described in Deed from the Southern Pacific Company to the U.S.A., Recorded May 17, 1940 in Book 3931, Official Records, at Page 122;

BEGINNING at the most southwesterly corner of said land described in the Deed from the Central Pacific Railway Company to the U.S.A., Recorded May 17, 1940 in Book 3931, Official Records, at Page 386, located on the United States Pierhead Line;

1. Thence North along said Pierhead Line per Deed from the Central Pacific Railway Company to the U.S.A., Recorded May 17, 1940 in Book 3869, Official Records, at Page 386, 591.72 feet (rec. = 591.20 feet);
2. Thence along the northerly and westerly boundary per said Deed from the Central Pacific Railway Company to the U.S.A., Recorded May 17, 1940 in Book 3869, Official Records, at Page 386, S74°49'00"E, 729.61 feet (rec. = 760+/-feet);
3. Thence along the westerly boundary per said Deed from the Central Pacific Railway Company to the U.S.A., Recorded May 17, 1940 in Book 3869, Official Records, at Page 386, N15°11'00"E, 1084.92 feet (rec. = 1085.00 feet);
4. Thence continuing along the westerly boundary per said Deed from the Central Pacific Railway Company to the U.S.A., Recorded May 17, 1940 in Book 3869, Official Records, at Page 386, N45°12'00"E, 999.93 feet (rec. = 1000.00 feet);

5. Thence along the northerly boundary per said Deed from the Central Pacific Railway Company to the U.S.A., Recorded May 17, 1940 in Book 3869, Official Records, at Page 386, N83°58'00"E, 2167.57 feet (rec. = 2167.72 feet);
6. Thence along the northerly boundary per said Deed from the Central Pacific Railway Company to the U.S.A., Recorded May 17, 1940 in Book 3869, Official Records, at Page 386, S77°00'00"E, 1132.16 feet (rec. = 1132.24 feet);
7. Thence along the northerly boundary per said Deed from the Central Pacific Railway Company to the U.S.A., Recorded May 17, 1940 in Book 3869, Official Records, at Page 386, S59°01'00"E, 945.93 feet (rec. = 946.00 feet) to the northwesterly corner of said land described in the Deed from the Central Pacific Railway Company to the U.S.A., Recorded May 17, 1940 in Book 3917, Official Records, at Page 278;
8. Thence along the northerly boundary line of said land described in the Deed from the Central Pacific Railway Company to the U.S.A., Recorded May 17, 1940 in Book 3917, Official Records, at Page 278, S59°01'00"E, 829.99 feet (rec. = 830.03 feet) to the northwesterly corner of those lands described in Final Judgment as to Parcel K for said Civil No. 22298-R filed in July 23, 1945 in the District Court of the United States in and for the Northern District of California Southern Division;
9. Thence along the northerly boundary of those lands described in said Final Judgment as to Parcel K for Civil No. 22298-R filed in July 23, S59°01'00"E, 292.20 feet, (rec. = 292.22 feet);
10. Thence along the northeasterly boundary of those lands described in said Final Judgment as to Parcel K for Civil No. 22298-R filed in July 23, 1945, S27°36'20"E, 2909.63 feet, (rec. = 2909.84 feet);
11. Thence along the easterly boundary of those lands described in the said Final Judgment as to Parcel G, G-A, 2, F, F-A, H and H-A for Civil No. 22298-R filed in February 26, 1946, S15°11'00"W, 256.98 feet, (rec. = 257.00 feet);
12. Thence along the southerly boundary of those lands described in the said Final Judgment as to Parcel G, G-A, 2, F, F-A, H and H-A for Civil No. 22298-R filed in February 26, 1946, S84°55'00"W, 525.25 feet, (rec. = 525.29 feet);

13. Thence continuing along the southerly boundary of those lands described in the said Final Judgment as to Parcel G, G-A, 2, F, F-A, H and H-A for Civil No. 22298-R filed in February 26, 1946, S89°15'10"W, 506.79 feet, (rec. = 506.83 feet);
14. Thence continuing along the southerly boundary of those lands described in the said Final Judgment as to Parcel G, G-A, 2, F, F-A, H and H-A for Civil No. 22298-R filed in February 26, 1946, N86°48'00"W, 716.32 feet, (rec. = 716.37 feet);
15. Thence continuing along the southerly boundary of those lands described in the said Final Judgment as to Parcel G, G-A, 2, F, F-A, H and H-A for Civil No. 22298-R filed in February 26, 1946, S84°57'00"W, 936.06 feet, (rec. = 936.13 feet);
16. Thence continuing along the southerly boundary of those lands described in the said Final Judgment as to Parcel G, G-A, 2, F, F-A, H and H-A for Civil No. 22298-R filed in February 26, 1946, N74°49'00"W, 326.98 feet, (rec. = 327.00 feet) to the southeasterly corner per Deed from the Central Pacific Railway Company to the U.S.A., Recorded May 17, 1940 in Book 3869, Official Records, Page 278;
17. Thence along the southerly boundary per said Deed from the Central Pacific Railway Company to the U.S.A., Recorded May 17, 1940 in Book 3869, Official Records, at Page 278, N74°49'00"W, 2089.85 feet (rec. = 2090.00 feet);
18. Thence continuing along the southerly boundary per said Deed from the Central Pacific Railway Company to the U.S.A., Recorded May 17, 1940 in Book 3869, Official Records, at Page 278, N53°40'00"W, 1108.53 feet (rec. = 1108.61 feet);
19. Thence continuing along the southerly boundary per said Deed from the Central Pacific Railway Company to the U.S.A., Recorded May 17, 1940 in Book 3869, Official Records, at Page 278, N74°49'00"W, 2183.35 feet (rec. = 2200+/-feet) to the POINT OF BEGINNING.

Said Parcel One Contains 498.96 Acres.

ALL AS SHOWN ON DEPT. OF THE NAVY, WESTDOCKS DRAWINGS #C-55016, #C-55017 & #C-55018 AND DESIGNATED AS ACQUISITION ITEMS 1, 2, 3, 4, 5 and 6.

PARCEL TWO

A parcel of land lying in the City of Oakland, County of Alameda, State of California, being of all of that certain 7.69 acre parcel of land described in Final Judgment of Civil Action No. 22378-S, filed 29 January 1944 in the District Court of the United States, in and for the Northern District of California, Southern Division;

BEGINNING at the southeasterly corner of said 7.69 acre parcel of land described in the Final Judgment in Civil Action No. 22378-S, filed 29 January 1944 in the District Court of the United States, in and for the Northern District of California, Southern Division;

1. Thence along the easterly boundary line of said 7.69 acre parcel of land described in the Final Judgment in Civil Action No. 22378-S, filed 29 January 1944, N3°00'10"W, 15.04 feet to a the point of beginning of a non-tangent curve to the right;
2. Thence continuing along the easterly boundary line of said 7.69 acre parcel of land described in the Final Judgment in Civil Action No. 22378-S, filed 29 January 1944 and along said curve having a radius of 379.26 feet through a central angle of 36°38'12" for an arc distance of 238.40 feet, said curve also having a chord bearing and distance of N68°40'45"E, 238.40 feet to the end of curve;
3. Thence continuing along the easterly boundary line of said 7.69 acre parcel of land described in the Final Judgment in Civil Action No. 22378-S, filed 29 January 1944 N43°19'04"E, 117.47 feet to the northeast corner of said 7.69 acre parcel of land;
4. Thence along the northerly boundary line of said 7.69 acre parcel of land described in the Final Judgment in Civil Action No. 22378-S, filed 29 January 1944, N72°01'00"W, 311.11 feet;
5. Thence continuing along the northerly boundary line of said 7.69 acre parcel of land described in the Final Judgment in Civil Action No. 22378-S, filed 29 January 1944, N74°49'00"W, 547.94 feet;
6. Thence continuing along the northerly boundary line of said 7.69 acre parcel of land described in the Final Judgment in Civil Action No. 22378-S, filed 29 January 1944, N83°05'00"W, 170.00 feet;
7. Thence continuing along the northerly boundary line of said 7.69 acre parcel of land described in the Final Judgment in Civil Action No. 22378-

S, filed 29 January 1944, S76°56'00"W, 206.79 feet;

8. Thence along the westerly boundary line of said 7.69 acre parcel of land described in the Final Judgment in Civil Action No. 22378-S, filed 29 January 1944, S39°52'00"W, 355.88 feet;
9. Thence along the southerly boundary line of said 7.69 acre parcel of land described in the Final Judgment in Civil Action No. 22378-S, filed 29 January 1944, N83°58'00"E, 393.20 feet;
10. Thence continuing along the southerly boundary line of said 7.69 acre parcel of land described in the Final Judgment in Civil Action No. 22378-S, filed 29 January 1944, "S77°00'00"E, 749.26 feet to the POINT OF BEGINNING.

Said Parcel Two Contains 7.71 Acres (record 7.69 Acres).

ALL AS SHOWN ON DEPT. OF THE NAVY, WESTDOCKS DRAWINGS #C-55016, #C-55017 & #C-55018 AND DESIGNATED AS ACQUISITION ITEM 8.

PARCEL THREE

A parcel of land lying in the City of Oakland, County of Alameda, State of California, being of all of that certain parcel of land described in Final Judgment of Civil Action No. 22212-R, filed April 5, 1943 in the District Court of the United States, in and for the Northern District of California, Southern Division;

BEGINNING at the southwesterly corner of said parcel of land described in the Final Judgment in Civil Action No. 22212-R filed April 5, 1944 in the District Court of the United States, in and for the Northern District of California, Southern Division, said southwesterly corner is at the intersection of the northerly line of Seventh Street Extension with the low tide line of 1852 as agreed upon by Ordinance No. 3099 of said City of Oakland as mentioned in said Civil Action No. 22212-R;

1. Thence along the northwesterly boundary line of said parcel of land described in the Final Judgment in Civil Action No. 22212-R, filed April 5, 1943, N39°52'10"E, 804.64 feet to the northeasterly corner thereof;
2. Thence along the northeasterly boundary line of said parcel of land described in the Final Judgment in Civil Action No. 22212-R, filed April 5, 1943, S52°35'08"E, 1047.74 feet to the southeasterly corner thereof;
3. Thence along the southerly boundary line of said parcel of land described

in the Final Judgment in Civil Action No. 22212-R, filed April 5, 1943, N74°28'20"W, 36.01 feet to a the point of beginning of a tangent curve to the left;

4. Thence continuing along the southerly boundary line of said parcel of land described in the Final Judgment in Civil Action No. 22212-R, filed April 5, 1943 and along said curve having a radius of 537.33 feet for an arc distance of 337.58 feet;
5. Thence continuing along the southerly boundary line of said parcel of land described in the Final Judgment in Civil Action No. 22212-R, filed April 5, 1943, S69°31'55"W, 100.00 feet to the pont of beginning of a tangent curve to the right;
6. Thence continuing along the southerly boundary line of said parcel of land described in the Final Judgment in Civil Action No. 22212-R, filed April 5, 1943 and along said curve having a radius of 485.67 feet for an arc distance of 156.84 feet;
7. Thence continuing along the southerly boundary line of said parcel of land described in the Final Judgment in Civil Action No. 22212-R, filed April 5, 1943, N83°05'20"W, 740.04 feet to the POINT OF BEGINNING.

Said Parcel Three Contains 10.49 Acres.

ALL AS SHOWN ON DEPT. OF THE NAVY, WESTDOCKS DRAWINGS # C-55016, C-55017 & C-55018 AND DESIGNATED AS ACQUISITION ITEM 7.

EXHIBIT "C2"

RECORDED AT THE REQUEST OF
AND WHEN RECORDED MAIL TO:

STATE OF CALIFORNIA
STATE LANDS COMMISSION
100 HOWE AVE., SUITE 100 SOUTH
SACRAMENTO, CA 95825
ATTN: LEGAL UNIT
TELEPHONE: (916) 574-1829

STATE OF CALIFORNIA IS ENTITLED TO
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FOR RECORDER'S USE ONLY

ACCEPTANCE OF RETROCESSION OF LEGISLATIVE JURISDICTION

California Government Code Section 113

Whereas the United States acting by and through the Department of the Navy has requested that the State of California accept a retrocession of legislative jurisdiction over lands comprising the Fleet and Industrial Supply Center, Oakland, California; and

Whereas the California State Lands Commission, pursuant to California Government Code Section 113, has been authorized by the California State Legislature to accept such a retrocession; and

Whereas the Executive Officer of the California State Lands Commission has been authorized to execute this instrument;

NOW, THEREFORE, I, Robert C. Hight, Executive Officer of the California State Lands Commission hereby certify that the Commissioners for the California State Lands Commission met on _____ and accepted a retrocession of legislative jurisdiction over certain lands comprising the Fleet and Industrial Supply Center, Oakland, California. A copy of the Commission's Calendar Item No. _____ is attached hereto as Exhibit "A".

ROBERT C. HIGHT, EXECUTIVE OFFICER

(Date)

CALENDAR PAGE

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MINUTE PAGE