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STATE OF CALIFORNIA
STATE LANDS COMMISSION
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Fees....

Taxes....

Other....

AMT PAID

RETROCESSION OF LEGISLATIVE JURISDICTION

California Government Code Section 113

WHEREAS the United States acting by and through the Department of the Army by letter dated June 17, 1997 has requested that the State of California accept a retrocession of exclusive legislative jurisdiction and establish proprietary legislative jurisdiction over lands comprising a portion of former Fort Ord Military Reservation and known as the Preston Housing Area; and

WHEREAS the California State Lands Commission, pursuant to California Government Code Section 113, has been authorized by the California State Legislature to accept a such a retrocession of jurisdiction and establish concurrent jurisdiction; and

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 convened on August 26, 1997 and accepted a retrocession of exclusive legislative jurisdiction from the United States and established proprietorial legislative jurisdiction over those lands comprising a portion of former Fort Ord Military Reservation known as the Preston Housing Area and more particularly described in Exhibit A attached hereto. A copy of the Commission's Agenda Item No. 1 describing the terms and conditions of the retrocession is attached hereto as Exhibit B.

ROBERT C. HIGHT, EXECUTIVE OFFICER
CALIFORNIA STATE LANDS COMMISSION

Date: 8/29/97

EXHIBIT A

RETROCESSION OF EXCLUSIVE LEGISLATIVE JURISDICTION AT PRESTON HOUSING AREA, FORT ORD, MONTEREY COUNTY

LEGAL DESCRIPTION

Certain real property situate in the Monterey City Lands Tract No. 1, and the Fort Ord Military Reservation, City of Marina, Monterey County, California, being more particularly described as follows:

Beginning at 1" diameter pipe tagged LS 5992 at the most southerly corner of that certain 10.983 acre tract of land shown on map filed in Volume 19 of Surveys at page 20, records of said county, said point being in the northwesterly line of Imjin Road (200 feet wide at this point); thence from said point of beginning along said road line

1. S 50°00'00" W, 1070.93 to intersection with the line of the Imjin Road as shown map filed in Volume 20 of Surveys at page 91, records of said county; thence along said line
2. curving to the left on a circular arc of 920.00 feet radius, the center of the circle of which said arc is a part bears S 17°10'52" E, through an angle of 15°37'32", for a distance of 250.90 feet to intersection with the northeasterly boundary of that certain Parcel 1 as shown on map filed in Volume 19 of Surveys at page 136, records of said county; thence along the boundary of said Parcel 1
3. N 37°47'27" W, 184.01 feet to a 3/4" pipe tagged LS 5992; thence
4. N 39°13'07" W, 90.79 feet to a 3/4" pipe tagged LS 5992 at the northerly corner thereof, being also the southeasterly corner of Parcel A as shown on map filed in Volume 20 of Surveys at Page 73, records of said county; thence leave the boundary of said Parcel 1 and along the boundary of said Parcel A
5. N 35°51'23" W, 88.89 feet to a 3/4" pipe tagged LS 5992; thence
6. N 27°50'36" W, 42.36 feet to a 3/4" pipe tagged LS 5992; thence
7. S 86°28'40" W, 142.05 feet to a 3/4" pipe tagged LS 5992; thence

8. S 46°41'42" W, 647.53 feet, at 499.17 feet a 3/4" pipe tagged LS 5992 at the most westerly corner of said Parcel A, said point being in the north line of Abrams Road, 647.53 feet to a point; thence
9. curving to the left on a circular of 1300 feet radius, the center of the circle of which said arc is a part bears S 73°15'04" W, through an angle of 17°16'39" for a distance of 392.02 feet to a point; thence tangentially
10. curving to the left on a circular arc of 600.00 feet radius, through an angle of 39°12'36", for a distance of 410.61 feet to a 1" pipe tagged LS 5992; thence
11. N 36°12'00" W, 25.07 feet to a 1" pipe tagged LS 5992 in the easterly line of MacArthur Drive; thence continuing along said road line
12. N 4°27'00" W, 106.41 feet to a 1" pipe tagged LS 5992; thence tangentially
13. curving to the right on a circular arc of 115 feet radius, through an angle of 51°57'24" for a distance of 104.28 feet to a 1" pipe tagged LS 5992; thence tangentially on a reverse curve
14. curving to the left on a circular arc of 380.00 feet radius, through an angle of 41°15'04", for a distance of 273.59 feet to a 1" pipe tagged LS 5992; thence tangentially
15. N 6°15'20" E, 264.25 feet to a 1" pipe tagged LS 5992; thence tangentially
16. curving to the left on a circular arc of 330.00 feet, through an angle of 50°58'25", for a distance of 293.59 feet to a 5/8" rebar tagged LS 5992 at the most southerly corner of Parcel 2 shown on map filed in Volume 19 of Surveys at page 131, records of said county; thence leave said road line and along the boundary of said Parcel 2,
17. N 45°16'56" E, 41.69 feet to a 3/4" pipe tagged LS 5992; thence
18. N 6°28'31" E, 164.33 feet to a 1" pipe tagged LS 5992; thence
19. N 7°26'13" W, 81.75 feet to a 1" pipe tagged LS 5992; thence leave the boundary of said Parcel 2
20. N 40°07'01" E, 144.14 feet to a 1" pipe tagged LS 5992; thence
21. N 57°43'34" E, 376.83 feet to a 3/4" pipe tagged LS 5992 at the most westerly corner of Parcel 2 shown on map filed in Volume 19 of Surveys at

page 132, records of said county; thence along the boundary thereof

22. S 82°58'54" E, 247.20 feet to a 3/4" pipe tagged LS 5992; thence
23. S 21°19'33" E, 266.04 feet to a 3/4" pipe tagged LS 5992; thence
24. S 10°32'27" E, 91.09 feet to a 3/4" pipe tagged LS 5992 in the north line of Bailey Court (47 feet wide) at a Point now designated "A"; thence continuing along said boundary and road line
25. curving to the left on a circular arc of 256.50 feet radius, the center of the circle of which said arc is a part bears N 6° 25'27" E, through an angle of 18°58'43" for a distance of 84.96 feet; thence tangentially
26. N 77°26'44" E, 28.76 feet to a point in the westerly line of Wittenmeyer Court; thence leave said line of Bailey Court and along the last mentioned street line
27. curving to the right on a circular arc of 623.50 feet radius, the center of the circle of which said arc is a part bears N 79°36'20" E, through an angle of 20°21'30", for a distance of 221.54 feet to a point; thence tangentially
28. N 9°57'50" E, 76.52 feet; thence tangentially
29. curving to the left on a circular arc of 10.00 feet radius, through an angle of 88°58'22" for a distance of 15.53 feet; thence tangentially
30. N 79°00'38" W, 51.37 feet; thence tangentially
31. curving to the right on a circular arc of 60.00 feet radius, through an angle of 102°56'21", for a distance of 107.80 feet; thence tangentially
32. N 23°55'47" E, 51.31 feet; thence tangentially
33. curving to the right on a circular arc of 50.00 feet radius, through an angle of 61°30'59", for a distance of 53.68 feet; thence tangentially
34. N 85°26'46" E, 24.82 feet; thence tangentially
35. curving to the right on a circular arc of 56.00 feet radius, through an angle of 90°26'50", for a distance of 88.40 feet; thence tangentially
36. S 4°06'24" E, 64.06 feet; thence tangentially

37. curving to the right on a circular arc of 300.00 feet radius, through an angle of $14^{\circ}04'14''$, for a distance of 73.67 feet; thence tangentially
38. S $9^{\circ}57'50''$ W, 78.59 feet; thence tangentially
39. curving to the left on a circular arc of 576.50 feet radius, through an angle of $33^{\circ}14'58''$, for a distance of 334.55 feet; thence tangentially
40. S $23^{\circ}17'09''$ E, 48.26 feet to a point in the north line of Preston Drive (60 feet wide); thence leave said line of Wittenmeyer Court and along said last mentioned road line
41. curving to the right on a circular arc of 385 feet radius, the center of the circle of which said arc is a part bears S $19^{\circ}47'10''$ E, through an angle of $11^{\circ}40'00''$, for a distance of 78.40 feet to a 3/4" pipe tagged LS 5992; thence leave said road line
42. N $3^{\circ}43'03''$ E, 717.96 feet to a 3/4" pipe tagged LS 5992 at the northeasterly corner of said Parcel 2; thence leave the boundary thereof
43. S $88^{\circ}03'19''$ E, 356.13 feet to a 1 1/2" pipe tagged RCE 15310 at the most westerly corner of the aforesaid 10.983 acre tract of land; thence along the boundary thereof
44. S $30^{\circ}15'18''$ E, 73.00 feet to a 1" pipe tagged LS 5992; thence
45. S $77^{\circ}30'18''$ E, 215.00 feet to a 1" pipe tagged LS 5992; thence
46. N $32^{\circ}15'32''$ E, 157.00 feet to a 1" pipe tagged LS 5992; thence
47. S $57^{\circ}44'28''$ E, 510.01 feet to a 1" pipe tagged LS 5992; thence
48. S $32^{\circ}15'32''$ W, 173.00 feet to a 1" pipe tagged LS 5992; thence
49. S $38^{\circ}50'48''$ E, 173.00 feet to a 1" pipe tagged LS 5992; thence
50. N $65^{\circ}59'42''$ E, 77.00 feet to a 1" pipe tagged LS 5992; thence
51. S $10^{\circ}00'18''$ E, 555.01 feet to a 1" pipe tagged LS 5992; thence
52. S $21^{\circ}14'42''$ W, 405.01 feet to a 1" pipe tagged LS 5992; thence
53. S $40^{\circ}00'08''$ E, 37.32 feet to the point of beginning.

Containing a gross area of 94.063 acres, more or less.

EXCEPTING THEREFROM, the following lands to be conveyed to the Monterey College of Law:

Beginning at the hereinbefore mentioned Point "A", and running S 7°30'55" W, 47.01 feet to the true point of beginning, in the southerly line of said Bailey Court, 47 feet wide, and running thence along said southerly road line

1. curving to the left on a circular arc of 303.50 feet radius, the center of the circle of which said arc is a part bears N 6°35'35" E, through an angle of 19°08'49", for a distance of 101.42 feet; thence tangentially
2. N 77°26'45" E, 9.79 feet; thence tangentially
3. curving to the right on a circular arc of 20.00 feet radius, through an angle of 86°07'26", for a distance of 30.06 feet to a point on the westerly line of said Wittenmeyer Court (47 foot wide); thence tangentially along said line
4. curving to the left on a circular arc of 623.50 feet radius, through an angle of 6°51'19", for a distance of 74.60 feet; thence
5. S 23°17'08" E, 29.88 feet; thence leave said road line
6. S 66°42'52" W, 209.73 feet; thence
7. N 6°35'35" E, 188.21 feet to said true point of beginning.

Containing 0.551 acres, more or less.

Containing a net area of 93.512 acres of land, more or less.

MINUTE ITEM

This Calendar Item No. ____ was approved as
Minute Item No. ____ by the California State Lands
Commission by a vote of ____ to ____ at its
_____ meeting.

CALENDAR ITEM**C55**

A 27

08/26/97

S 15

W25349

Frey

**CONSIDER RETROCESSION OF JURISDICTION
PRESTON HOUSING AREA, FORT ORD MILITARY RESERVATION,
MONTEREY COUNTY.**

BACKGROUND:

Under Government Code Section 113, the Legislature has granted the Commission the authority to accept a retrocession of legislative jurisdiction from the United States upon receipt of a written request and an agreement to pay the costs associated with the retrocession.

By letter dated June 17, 1997 the United States requested that the Commission accept a retrocession of exclusive legislative jurisdiction over 93.512 acres of land at the Preston Housing Area, Fort Ord Military Reservation, Monterey County. The United States has agreed to pay the costs associated with the retrocession.

Pursuant to Government Code Section 113, a notice of hearing on the proposed retrocession was published in a local newspaper. Notice was also served on the Clerk for the Board of Supervisors and the Clerk for the City Council of Marina. The hearing was held as scheduled on August 19, 1997 in the offices of the Commission.

The United States believes this action is necessary because it has closed this facilities and is leasing portions of it to the Fort Ord Reuse Authority. The retrocession will allow local authorities to provide services such as police and fire protection to the tenants of the leased property.

The retrocession of jurisdiction will be effective upon the recordation of the Commission's action with the Monterey County Recorder and its filing with the California Secretary of State.

PERMIT STREAMLINING ACT DEADLINE:

N/A

CALENDAR ITEM NO. **C55** (CONT'D)

EXHIBIT A:

Land Description

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY PUBLIC RESOURCES CODE SECTION 21065 AND TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15378.
2. FIND THAT THE REQUIREMENTS OF GOVERNMENT CODE SECTION 113 HAVE BEEN COMPLIED WITH IN THAT THE UNITED STATES HAS REQUESTED IN WRITING THAT THE STATE OF CALIFORNIA ACCEPT A RETROCESSION OF EXCLUSIVE LEGISLATIVE JURISDICTION OVER THE LANDS KNOWN AS THE PRESTON HOUSING AREA, FORT ORD MILITARY RESERVATION, MONTEREY COUNTY AS DESCRIBED IN EXHIBIT A; THAT THE UNITED STATES HAS AGREED TO PAY THE COSTS ASSOCIATED WITH THE RETROCESSION; THAT A NOTICE OF HEARING WAS SERVED ON THE CLERK FOR THE BOARD OF SUPERVISORS FOR THE COUNTY OF MONTEREY AND THE CLERK FOR THE CITY OF MARINA; AND THAT THE PUBLIC HEARING WAS HELD AS NOTICED.
3. FIND THAT A RETROCESSION OF EXCLUSIVE JURISDICTION AND THE ESTABLISHMENT OF PROPRIETORIAL JURISDICTION IS IN THE BEST INTERESTS OF THE STATE.
4. ACCEPT A RETROCESSION OF EXCLUSIVE JURISDICTION OVER LAND KNOWN AS PRESTON HOUSING AREA, FORT ORD MILITARY RESERVATION, MONTEREY COUNTY AS DESCRIBED IN EXHIBIT A.
5. AUTHORIZE THE FILING OF COPIES OF THE COMMISSION'S ACTION WITH THE MONTEREY COUNTY RECORDER AND THE CALIFORNIA SECRETARY OF STATE.

EXHIBIT A

RETROCESSION OF EXCLUSIVE LEGISLATIVE JURISDICTION AT PRESTON HOUSING AREA, FORT ORD, MONTEREY COUNTY

LEGAL DESCRIPTION

Certain real property situate in the Monterey City Lands Tract No. 1, and the Fort Ord Military Reservation, City of Marina, Monterey County, California, being more particularly described as follows:

Beginning at 1" diameter pipe tagged LS 5992 at the most southerly corner of that certain 10.983 acre tract of land shown on map filed in Volume 19 of Surveys at page 20, records of said county, said point being in the northwesterly line of Imjin Road (200 feet wide at this point); thence from said point of beginning along said road line

1. S 50°00'00" W, 1070.93 to intersection with the line of the Imjin Road as shown map filed in Volume 20 of Surveys at page 91, records of said county; thence along said line
2. curving to the left on a circular arc of 920.00 feet radius, the center of the circle of which said arc is a part bears S 17°10'52" E, through an angle of 15°37'32", for a distance of 250.90 feet to intersection with the northeasterly boundary of that certain Parcel 1 as shown on map filed in Volume 19 of Surveys at page 136, records of said county; thence along the boundary of said Parcel 1
3. N 37°47'27" W, 184.01 feet to a 3/4" pipe tagged LS 5992; thence
4. N 39°13'07" W, 90.79 feet to a 3/4" pipe tagged LS 5992 at the northerly corner thereof, being also the southeasterly corner of Parcel A as shown on map filed in Volume 20 of Surveys at Page 73, records of said county; thence leave the boundary of said Parcel 1 and along the boundary of said Parcel A
5. N 35°51'23" W, 88.89 feet to a 3/4" pipe tagged LS 5992; thence
6. N 27°50'36" W, 42.36 feet to a 3/4" pipe tagged LS 5992; thence

7. S 86°28'40" W, 142.05 feet to a 3/4" pipe tagged LS 5992; thence
8. S 46°41'42" W, 647.53 feet, at 499.17 feet a 3/4" pipe tagged LS 5992 at the most westerly corner of said Parcel A, said point being in the north line of Abrams Road, 647.53 feet to a point; thence
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27. curving to the right on a circular arc of 623.50 feet radius, the center of the circle of which said arc is a part bears N 79°36'20" E, through an angle of 20°21'30", for a distance of 221.54 feet to a point; thence tangentially
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42. N 3°43'03" E, 717.96 feet to a 3/4" pipe tagged LS 5992 at the northeasterly corner of said Parcel 2; thence leave the boundary thereof
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44. S 30°15'18" E, 73.00 feet to a 1" pipe tagged LS 5992; thence

45. S 77°30'18" E, 215.00 feet to a 1" pipe tagged LS 5992; thence
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48. S 32°15'32" W, 173.00 feet to a 1" pipe tagged LS 5992; thence
49. S 38°50'48" E, 173.00 feet to a 1" pipe tagged LS 5992; thence
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51. S 10°00'18" E, 555.01 feet to a 1" pipe tagged LS 5992; thence
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2. N 77°26'45" E, 9.79 feet; thence tangentially
3. curving to the right on a circular arc of 20.00 feet radius, through an angle of 86°07'26", for a distance of 30.06 feet to a point on the westerly line of said Wittenmeyer Court (47 foot wide); thence tangentially along said line
4. curving to the left on a circular arc of 623.50 feet radius, through an angle of

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Containing 0.551 acres, more or less.

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END OF DOCUMENT