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RESOLUTION OF CESSION OF CONCURRENT CRIMINAL LEGISLATIVE JURISDICTION

California Government Code Section 126

WHEREAS the United States, acting by and through the U.S. Department of Justice, Bureau of Prisons, by letter dated February 25, 2016, has requested that the State of California cede concurrent criminal legislative jurisdiction to the United States over lands comprising the Correctional Institution, Taft, California; and

WHEREAS the California State Lands Commission, pursuant to California Government Code Section 126, has been authorized by the California State Legislature to cede such jurisdiction and the United States, acting by and through the U.S. Department of Justice, Bureau of Prisons and pursuant to Title 40, Section 3112 of the United States Code, by letter dated July 27, 2016 has agreed to accept such cession of concurrent criminal legislative jurisdiction; and

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

NOW, THEREFORE, I, Jennifer Lucchesi, Executive Officer of the California State Lands Commission hereby certify that the Commissioners for the California State Lands Commission met on April 5, 2016 and ceded concurrent criminal legislative jurisdiction to the United States for the lesser of ten years or so long as the United States owns those lands comprising the Correctional Institution, Taft, California. A copy of the Commission's Agenda Item No. C 60 describing the terms and conditions of the cession is attached hereto.

JENNIFER LUCCHESI, EXECUTIVE OFFICER
CALIFORNIA STATE LANDS COMMISSION

Date: AUG 11 2016

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT **CIVIL CODE § 1189**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of SACRAMENTO)

On Aug 11, 2016 before me, KIMBERLY L. LUNETTA, NOTARY PUBLIC
Date *Here Insert Name and Title of the Officer*

personally appeared JENNIFER LUCCHESI
Name(s) of Signer(s)

who 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.

KIMBERLY L. LUNETTA
Commission # 2036132
Notary Public - California
Sacramento County
My Comm. Expires Aug 8, 2017

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document. W 25229

Description of Attached Document RESOLUTION OF CESSION OF CONCURRENT
Title or Type of Document: CRIMINAL LEGISLATIVE JURISDICTION
Document Date: April 5, 2016 Number of Pages: 13
Signer(s) Other Than Named Above:

Capacity(ies) Claimed by Signer(s)

Signer's Name: JENNIFER LUCCHESI
☐ Corporate Officer — Title(s):
☐ Partner — ☐ Limited ☐ General
☐ Individual ☐ Attorney in Fact
☐ Trustee ☐ Guardian or Conservator
☒ Other: Executive Officer
Signer Is Representing: CA State Lands Commission

Signer's Name:
☐ Corporate Officer — Title(s):
☐ Partner — ☐ Limited ☐ General
☐ Individual ☐ Attorney in Fact
☐ Trustee ☐ Guardian or Conservator
☐ Other:
Signer Is Representing:

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CALENDAR ITEM
C60

A 21, 31, 33, 34, 70

04/05/16
FJ 0124.3
FJ 0119.9
FJ 0110.1
FJ 0115.2
W 25229
P. Huber

S 12, 16, 35

CONSIDER CEDING CONCURRENT CRIMINAL LEGISLATIVE JURISDICTION TO THE UNITED STATES OVER UNITED STATES PENITENTIARY, ATWATER; METROPOLITAN DETENTION CENTER, LOS ANGELES; FEDERAL CORRECTIONAL INSTITUTION, MENDOTA; CORRECTIONAL INSTITUTION, TAFT; AND FEDERAL PRISON CAMP, BORON

Pursuant to Government Code Section 126, the State Lands Commission is authorized on behalf of the State of California to cede concurrent criminal jurisdiction to the United States for so long as the United States owns the lands or ten years, whichever is less upon finding that:

a. The United States has requested in writing the state to cede concurrent criminal jurisdiction within the identified lands;
b. The land is held for the erection of forts, magazines, arsenals, dockyards and other needful buildings, or other public purpose within the purview of Clause 17 of Section 8 of Article 1 of the United States Constitution, or for any other federal purpose;
c. The cession is made pursuant to and in compliance with the laws of the United States;
d. A notice of the proposed cession has been given to the clerk for the board of supervisors of the county in which the federal lands are located;
e. The proposed cession is in the best interests of the State of California;
f. The United States has agreed to compensate the State for costs incurred in processing the cession; and
g. The State reserves jurisdiction over the land for purposes of water acquisition and management.

Revised 03/29/16

Presently, the United States has concurrent criminal jurisdiction over lands comprising the Federal Correctional Institution, Mendota, Fresno County; the Correctional Institution, Taft, Kern County; the Metropolitan Detention Center, Los Angeles, Los Angeles County; the United States Penitentiary, Atwater, Merced County; and the Federal Prison Camp, Boron, San Bernardino County. The cessions over these areas were the subject of Commission actions in 2011 and are effective for five year periods ending in September 2016.

Pursuant to the cession of concurrent criminal jurisdiction, the United States and the State of California share the same degree of criminal legislative authority including the power to arrest and prosecute crimes within the federal properties mentioned in this calendar item. The cession of concurrent criminal jurisdiction does not affect civil jurisdiction within these federal properties and is held by the State.

By letter dated February 25, 2016, the United States has requested that the State of California cede concurrent criminal legislative jurisdiction over all of these facilities for another ten years. The United States believes the cessions are in the best interests of both governments stating, "As you know, concurrent criminal jurisdiction allows the United States to conduct federal investigations and prosecutions of certain criminal offenses that may occur on the lands comprising each of the above sites. We believe it is mutually desirable, and in the interest of sound administration, that the United States continue to have concurrent criminal jurisdiction with the State of California over these sites." City and County law enforcement agencies with jurisdiction over these facilities have sent the Commission letters supporting the cessions.

OTHER PERTINENT INFORMATION:

1. The cession of concurrent criminal jurisdiction to the United States over the lands described in Exhibits A through E is consistent with Strategy 3.2 of the Commission's Strategic Plan to commit to early and meaningful coordination and collaboration with local, state and federal agencies, California native American Tribes, and local and regional communities and all individuals disproportionately impacted by environmental pollution.

2. Authorization to cede concurrent criminal jurisdiction to the United States is not a project as defined by the California Environmental Quality Act (CEQA) because it is an administrative action that will not result in direct or indirect physical changes in the environment.

   Authority: Public Resources Code section 21065 and California Code of Regulations, Title 14, section 15378, subdivision (b)(5).

EXHIBITS:

A. Land Description for United States Penitentiary, Atwater, Merced County
B. Land Description for Federal Prison Camp, Boron, San Bernardino County
C. Land Description for Metropolitan Detention Center, Los Angeles, Los Angeles County
D. Land Description for Federal Correctional Institution, Mendota, Fresno County
E. Land Description for Correctional Institution, Taft, Kern County

RECOMMENDED ACTION:
It is recommended that the Commission:

1. Find that the following requirements have been satisfied:

   a. The United States has, by letter dated February 25, 2016, requested in writing that the State of California cede concurrent criminal jurisdiction in accordance with California Government Code section 126 over lands comprising the Federal Correctional Institution, Mendota, Fresno County; the Correctional Institution, Taft, Kern County; the Metropolitan Detention Center, Los Angeles, Los Angeles County; the United States Penitentiary, Atwater, Merced County; and the Federal Prison Camp, Boron, San Bernardino County as more particularly described in Exhibits "A" through "E" attached and by reference made a part hereof, said lands being within the State of California;

   b. The lands are held by the United States for the erection of forts, magazines, arsenals, dockyards and other needful buildings or other public purpose within the purview of Clause 17 of Section 8 of Article 1 of the Constitution of the United States, or for any other federal purpose in that they are used by the United States Bureau of Prisons for the operation of federal prisons;

   c. The lands were acquired by the United States by purchase or condemnation or were withdrawn from the public domain;

   d. Jurisdiction ceded herein shall continue for the lesser of ten years or so long as the United States owns the lands;

   e. The cession is pursuant to and in compliance with the laws of the United States and the United States has agreed to accept the cession subject to the conditions referenced in Government Code Section 126;

f. The United States has agreed to compensate the State for its costs incurred in processing the request for the cession;

g. A notice of the proposed cession was sent to the clerk for the board of supervisors of the counties in which the federal lands are located at least fifteen days prior to this Commission meeting; and

h. In ceding concurrent criminal jurisdiction, the Legislature and the State reserve jurisdiction over the land, water and use of water with full power to control and regulate the acquisition, use, control and distribution of water with respect to the land affected by such cession.

2. Find that a cession of concurrent criminal jurisdiction over the lands described in Exhibits "A" through "E" attached hereto and by reference made a part hereof is in the best interests of the State of California because the United States will continue to have the authority to conduct federal investigations and prosecutions of criminal offenses at these facilities and thereby assist local law enforcement with their duties.

3. Cede concurrent criminal jurisdiction to the United States over the Federal Correctional Institution, Mendota, Fresno County; the Correctional Institution, Taft, Kern County; the Metropolitan Detention Center, Los Angeles, Los Angeles County; the United States Penitentiary, Atwater, Merced County, and the Federal Prison Camp, Boron, San Bernardino County for the lesser of ten years or so long as the United States owns the lands; said cessions to be effective upon receipt by the Commission of a letter of acceptance of the cessions from the United States as required by 40 U.S.C. 3112 and recordation of the Certificates of Cession of Concurrent Criminal Jurisdiction in the official records of the counties where the affected lands are located.

4. Authorize the Commission's Executive Officer or her designee to issue a Certificate of Cession of Concurrent Criminal Jurisdiction for each of the five properties and have it recorded in the official records for Fresno, Kern, Los Angeles, Merced and San Bernardino Counties upon receipt of the required letter of acceptance described in number 3 above.

EXHIBIT A

Land Description
United States Penitentiary
Atwater, Merced County, California

Parcel 1 of 2:

Legal description for a portion of Castle Air Force Base for the U.S. Department of Justice, Federal Bureau of Prisons, designated as Federal transfer sites B1, B2, B3, B4, and B5:

A portion of Sections 20, 21, 28 and 29, Township 6 South, Range 13 East, Mount Diablo Base and Meridian, situate in the County of Merced, State of California, more particularly described as follows:

Beginning at the Southeast corner of the Southwest quarter of Section 28;
Thence South 89° 38' 37" West along the centerline of Ladino Avenue and the South line of said Section 28, a distance of 2555.33 feet;
Thence North 38° 19' 53" West, a distance of 345.83 feet;
Thence North 02° 29' 05" East, a distance of 279.06 feet to the beginning of a curve concave to the Southwest, having a radius of 110.00 feet;
Thence Northwesterly along the arc of said curve, through a central angle of 90° 16' 20", a distance of 173.31 feet;
Thence North 87° 47' 15" West, a distance of 72.59 feet to the beginning of a curve concave to the Northeast, having a radius of 330.00 feet;
Thence Northwesterly along the arc of said curve, through a central angle of 49° 27' 22", a distance of 284.85 feet;
Thence North 38° 19' 53" West, a distance of 7396.96 feet to the North line of lot 45 as shown on the map of Liberty Colony, recorded in volume 7 of official plats at page 70, Merced County records;
Thence North 89° 54' 45" East along the North line of lots 45 - 52, inclusive, of said map, a distance of 5278.45 feet to the East line of said Section 20;
Thence South 02° 31' 38" West along said East line, a distance of 704.91 feet to a concrete monument with a brass cap as shown on the map entitled Segment "B" Real Estate Castle Air Force Base Military Reservation;
Thence South 38° 17' 50" East, a distance of 4133.09 feet to a concrete monument with a brass cap and the East line of the West half of said Section 28;
Thence South 00° 51' 00" West (the basis of bearings) along the East line of the West half of said Section 28, a distance of 2639.65 feet to the point of beginning.
Contains 648.8 acres more or less.

and

Parcel 2 of 2:

A parcel of land in the County of Merced, State of California, more particularly described as follows:

A strip of land 30 feet in width off of the full length of the North side of the Northeast ¼ of Section 33, Township 6 South, Range 13 East, M.D.B. & M.

EXHIBIT B

Land Description
Former Federal Prison Camp
Boron, San Bernardino County, California

ALL that certain real property, being a portion of Sections 1 and 2, Township 11 North, Range 7 West, San Bernardino Meridian, County of San Bernardino, State of California, being more particularly described as follows:

BEGINNING at the Northwest corner of Lot 1 of the Northeast quarter of said Section 2, as said Lot 1 is shown on the General Land Office plat of said Township and Range, approved on April 18, 1941, said Northwest corner bears from National Geodetic Survey Designation "TOJO" (PID FT1313), the following two (2) courses:

(1) North 10°12'43" West, 19465.26 feet to National Geodetic Survey Designation "BABE" (PID FT1314); and
(2) South 28°36'35" West, 9523.54 feet;

1. thence along the North line of said Lot 1, South 89°59'41" East, a distance of 1720.80 feet;
2. thence leaving said North line and proceeding South 00°00'19" West, a distance of 166.53 feet;
3. thence South 44°52'49" East, a distance of 140.00 feet;
4. thence North 45°07'11" East, a distance of 54.00 feet;
5. thence South 44°52'49" East, a distance of 19.00 feet;
6. thence North 45°07'11" East, a distance of 14.25 feet;
7. thence South 44°52'49" East, a distance of 29.19 feet;
8. thence North 45°07'11" East, a distance of 6.55 feet;
9. thence South 44°52'49" East, a distance of 26.00 feet;
10. thence North 45°07'11" East, a distance of 10.00 feet;
11. thence South 44°52'49" East, a distance of 29.00 feet;
12. thence North 45°07'11" East, a distance of 122.13 feet;
13. thence North 00°00'19" East, a distance of 192.81 feet to a point on said North line of Lot 1;
14. thence along said North line, South 89°59'41" East, a distance of 579.50 feet to the Northeast corner of said Lot 1 and a point on the common line between said Sections 1 and 2;
15. thence along said common line, South 00°21'28" West, a distance of 349.41 feet to a point which is North 00°21'28" East 982.49 feet from the common quarter corner of said Sections 1 and 2;

16. thence leaving said common line and proceeding North 89°38'41" East, a distance of 664.72 feet;
17. thence South 00°21'28" West, a distance of 982.14 feet to a point on the East-West centerline of said Section 1;
18. thence along said East-West centerline, North 89°36'52" East, a distance of 668.05 feet to the Northeast corner of the Northwest quarter of the Southwest quarter of said Section 1;
19. thence leaving said East-West centerline and proceeding along the East line of said Northwest quarter of the Southwest quarter, South 00°08'46" West, a distance of 1331.64 feet to the Southeast corner of said Northwest quarter of the Southwest quarter;
20. thence along the South line of said Northwest quarter of the Southwest quarter, South 89°32'54" West, a distance of 1325.69 feet to the Southwest corner of said Northwest quarter of the Southwest quarter, last said corner being also the Southeast corner of the Northeast quarter of the Southeast quarter of said Section 2;
21. thence along the South line of said Northeast quarter of the Southeast quarter, South 89°48'46" West, a distance of 1309.92 feet to the Southwest corner of said Northeast quarter of the Southeast quarter;
22. thence along the West line of said Northeast quarter of the Southeast quarter, North 00°00'42" West, a distance of 1334.15 feet to the Northwest corner of said Northeast quarter of the Southeast quarter, last said corner being also a point on the East-West centerline of said Section 2;
23. thence along last said East-West centerline, South 89°51'28" West, a distance of 1306.50 feet to the center quarter corner of said Section 2, being also the Southwest corner of aforementioned Lot 1 of the Northeast quarter of Section 2;
24. thence along the West line of said Lot 1, North 00°07'06" East, a distance of 1338.61 feet to the Point of Beginning.

Containing 174.16 acres, more or less.

The Basis of Bearings for this description is a grid bearing of North 10°12'43" West between National Geodetic Survey Designation "TOJO" (PID FT1313) and National Geodetic Survey Designation "BABE" (PID FT1314), as determined from National Geodetic Survey Data Sheets, NAD83 (1992), Epoch 1991.35, California Coordinate System Zone 5. All distances shown are ground distances.

EXHIBIT C

Land Description
Metropolitan Detention Center
Los Angeles, Los Angeles County, California

That real property within the City of Los Angeles, County of Los Angeles, State of California, consisting of those portions of real property of the United States of America described as follows:

Beginning at the centerline intersection of Aliso Street and Alameda Street;
Thence southerly along the centerline of Alameda South 01 degree 51 minutes 44 seconds East, 264.68 feet;
Thence westerly at right the centerline of Alameda Street North 88 degrees 08 minutes 16 seconds West, 50 feet to a point in the westerly right of way line Alameda Street which is the true point beginning:
Thence North 1 degree 51 minutes 44 seconds West, 219.72 feet;
Thence North 44 degrees 42 minutes 02 seconds East, 14.67 feet;
Thence North 06 degrees 11 minutes 05 seconds East, 26.40 feet;
Thence North 53 degrees 43 minutes 19 seconds West, 210.88 feet; said course being parallel with the centerline of Aliso Street;
Thence South 37 degrees 27 minutes 00 seconds West, 79.55 feet;
Thence South 03 degrees 00 minutes 00 seconds West, 160.00 feet;
Thence South 52 degrees 33 minutes 00 seconds East, 260.00 feet to the true point of beginning.

EXHIBIT D

Land Description
Federal Correctional Institution
Mendota, Fresno County, California

That portion of Sections 1 and 12, Township 14 South, Range 14 East, Mount Diablo Base and Meridian, described as follows:
Beginning at a point on westerly right of way line of State Highway 33, said point lying on the south line of said Section 12, distant thereon, N89°20'07"W, 80.00 feet from the southeast corner thereof; thence along the westerly right of way line of said State Highway 33, the following eleven (11) courses:
(1) N1°26'47"E, 30.00 feet to a point on the north right of way line of California Avenue; thence
(2) N46°03'11"E, 71.19 feet to a point lying 30 feet west, measured at right angles from the east line of the southeast quarter of said Section 12; thence
(3) N1°26'29"E, parallel with and 30 feet west measured at right angles from the east line of the southeast quarter of said Section 12, a distance of 2578.41 feet to a point on the north line of the southeast quarter of said Section 12; thence
(4) N1°26'15"E, parallel with and 30 feet west measured at right angles from the east line of the northeast quarter of said Section 12, a distance of 2615.39 feet; thence
(5) N58°31'47"W, 82.72 feet to a point on the north line of the northeast quarter of said Section 12; thence
(6) N61°24'00"E, 82.72 feet to a point lying 30 feet west, measured at right angles from the east line of the southeast quarter of said Section 1; thence
(7) N1°25'56"E, parallel with and 30 feet west measured at right angles from the east line of the southeast quarter of said Section 1, a distance of 2500.66 feet; thence
(8) N58°34'37"W, 42.72 feet to a point lying 67 feet west, measured at right angles from the east line of the southeast quarter of said Section 1, and 95 feet south, measured at right angles from the north line of the southeast quarter of said Section 1; thence
(9) N1°25'56"E, parallel with and 67 feet west measured at right angles from the east line of the southeast quarter of said Section 1, a distance of 30.00 feet; thence
(10) N61°25'41"E, 42.72 feet to a point lying 30 feet west, measured at right angles from the east line of the southeast quarter of said Section 1; thence
(11) N1°25'56"E, parallel with and 30 feet west, measured at right angles from the east line of the southeast quarter of said Section 1, a distance of 44.64 feet to a point on the north line of the southeast quarter of said Section 1;

Thence S89°54'52'W, along the north line of the southeast quarter of said Section 1, a distance of 2750.59 feet to the point of intersection of the north line of the southeast quarter of said Section 1 with a line lying 378.98 feet (379.00 ground feet) east, measured at right angles from the west line of the southeast quarter of said Section 1;

Thence N1°22'48"E, parallel with and 378.98 feet (379.00 ground feet) east, measured at right angles from the west line of the northeast quarter of said Section 1, a distance of 477.13 feet to the point of intersection of a line 378.98 feet (379.00 ground feet) east, measured at right angles from the west line of the northeast quarter of said Section 1, and a line 476.97 feet (477.00 ground feet) north, measured at right angles from the south line of the northeast quarter of said Section 1;

Thence S89°54'52"W, parallel with and 476.97 feet (477.00 ground feet) north, measured at right angles from the south line of the northeast quarter of said Section 1, a distance of 379.10 feet to a point on the west line of the northeast quarter of said Section 1;

Thence S1°22'48"W, along the west line of the northeast quarter of said Section 1, a distance of 477.13 feet to the center quarter corner of said Section 1;

Thence S89°54'35"W, along the north line of the southwest quarter of said Section 1, a distance of 2659.99 feet to the west quarter corner of said Section 1;

Thence S1°19'40"W, along the west line of the southwest quarter of said Section 1, a distance of 2642.17 feet to the northwest corner of said Section 12;

Thence S1°18'35"W, along the west line of said Section 12, a distance of 2631.21 feet to the west quarter corner of said Section 12;

Thence continuing along the west line of said Section 12, S1°18'35"W, 2631.20 feet to the southwest corner of said Section 12;

Thence S89°19'41"E, along the south line of the southwest quarter of said Section 12, a distance of 2650.94 feet to the south quarter corner of said Section 12;

Thence S89°20'07"E, along the south line of the southeast quarter of said Section 12, a distance of 2570.60 feet to the point of beginning.

Containing 966.36 acres, more or less.

The basis of bearings for this description is California State Plane Coordinates, Zone 4, NAD 83 (1991.35 Epoch) as determined by fast-static GPS observation from H.P.G.N. CA 0606 and U.S.C. & G.S. station Mendota Reset, taken as N89°42'10"E. Distances for this description are California State Plane Coordinates, Zone 4 Grid, unless otherwise specified. Divide each distance by 0.999934301601 to obtain ground distances.

EXHIBIT E

Land Description
Correctional Institution
Taft, Kern County, California

Being a portion of Section 27, T. 32 S., R. 24 E., M.D.B. and M., in the County of Kern, State of California, more particularly described as follows:
Commencing at the Southeast corner of the above said Section 27;
Thence (1) N 89°21'24" W, along the south line of the Southeast quarter of said Section, 1578.70 feet to a point of intersection with an offset line, 40 feet easterly of a row of Chevron U.S.A., Inc. pipeline markers as they existed on the site in February, 1992, said point being the true point of beginning;
Thence (2) continuing N 89°21'24' W, along the south line of said Southeast quarter of said Section, 1026.67 feet to the South quarter corner of the Section;
Thence (3) N 89°32'30" W, along the south line of the Southwest quarter of said Section 27, 2642.26 feet to the Southwest corner of the Section;
Thence (4) N 0°31'23" E, along the west line of the Southwest quarter of said Section, 2639.63 feet to the West quarter corner of the Section;
Thence (5) N 0°30'48" E, along the west line of the Northwest quarter of said Section 27, 2639.98 feet to the Northwest corner of the Section;
Thence (6) S 89°25'51" E, along the north line of the Northwest quarter of said Section, 2632.00 feet to the North quarter corner of the Section;
Thence (7) S 89°28'26" E, along the north line of the Northeast quarter of said Section 27, 1438.36 feet to a point of intersection with the northerly extension of the west line of that certain parcel granted to the Standard Pipeline Company per the document recorded in Book 3166, at page 64, Official Records;
Thence (8) S 0°39' 23" W along said extension and said west line of said parcel and parallel with the east line of said Section 27, 1590.00 feet to the Southwest corner of said parcel;
Thence (9) S 4°27'14" E, 396.62 feet to a point of intersection with a line parallel with and 395.13 feet South of as measured at right angles to the south line of said parcel, said point also being a point of intersection with said offset line, 40 feet easterly of said Chevron U.S.A., Inc., pipeline markers;
Thence (10) S 7°38'15" W, along said offset line, 1049.61 feet;
Thence (11) S 8°06'31" W, continuing along said offset line, 1034.87 feet:
Thence (12) S 8°12' 15" W, continuing along said offset line, 1235.20 feet to the true point of beginning.
Containing 20,880,943.38 sq. ft., 479.361 acres, more or less.