

1600 L. St. Sacto 95814

23840

STATE OF CALIFORNIA
OFFICIAL BUSINESS -

B.L.A. #19
W.O. 4884

RECORDED AT REQUEST OF
State Lands Div.
at min. per *GA*
NOV 24 1971
OFFICIAL RECORDS P.
SOLANO COUNTY, CALIF.
Raymond E. Duwell
Recorder

Document entitled to
free recordation
Pursuant to Government
Code Section 6103."

BOUNDARY AGREEMENT

THIS BOUNDARY AGREEMENT, made and entered into by and between
STATE OF CALIFORNIA, acting by and through the STATE LANDS
COMMISSION (as Party of the First Part hereinafter referred to
as "the State") and
THE UNITED STATES, acting by and through the GENERAL SERVICES
ADMINISTRATION (as Party of the Second Part hereinafter referred
to as "United States") and
THE CITY OF BENICIA (as Party of the Third Part hereinafter
referred to as "City")

W I T N E S S E T H

WHEREAS, the State acting through the State Lands Commission is
authorized by Section 6357 of the Public Resources Code to establish by
agreement the ordinary high water mark or the ordinary low water mark of
the swamp, overflowed, marsh, tide or submerged lands of this State, when-
ever it is deemed expedient or necessary; and

WHEREAS, the United States appears of record as owner of the
Military Reservation bordering on Carquinez Strait and Suisun Bay in the
vicinity of Benicia, Solano County, California; and

WHEREAS, the State by virtue of its sovereignty is the owner of
certain tide and submerged lands in Carquinez Strait and Suisun Bay, Solano
County, California; and

WHEREAS, the ordinary high water mark or the ordinary low water
mark as each may have existed in its last natural state has been affected
by artificial and natural processes or a combination of both; and

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WHEREAS, the United States is in the process of disposing of the Military Reservation known as the Benicia Arsenal; and

WHEREAS, the City of Benicia proposes to acquire the deactivated Military Reservation from the United States; and

WHEREAS, the common boundary between the State and the United States is partly the ordinary high water mark and partly the ordinary low water mark, said ordinary low water mark being the waterward boundary of Tideland Survey No. 1; and

WHEREAS, the State, the United States and the City consider it expedient and necessary and in the best interests of the State and the public to describe and fix permanently the boundary between a portion of the lands belonging to the State and the United States and forever set at rest any and all questions relating to the location of said boundary line;

NOW, THEREFORE, in order to locate, describe and permanently establish the true and correct boundary line between the State and the United States, it is agreed that said boundary line is and shall be located and established as follows:

Beginning at a point on the Mean High Tide Line of 1856 which bears S. 03° 58' 50" W., 172.00 feet from Highway Station 79+21.53, having California Coordinates Zone 3, X = 1,531,315.62, Y = 567,622.81, located on the centerline of State Highway IV, X-CC., SOL.-75, 74-MTZ., BEN. near the northerly end of the new Martinez Bridge (said point of beginning being also on the State Highway Right of Way Line); thence along said Mean High Tide Line of 1856, S. 48° 51' 22" W., 257.19 feet, S. 75° 52' 05" W., 290.80 feet, S. 23° 08' 45" W., 142.47 feet,

S. 21° 34' 17" E., 462.39 feet, S. 85° 58' 18" W., 142.35 feet,
S. 35° 13' 03" W., 104.04 feet, N. 82° 27' 38" W., 205.78 feet,
S. 43° 41' 17" W., 92.66 feet, N. 40° 38' 56" W., 130.48 feet,
S. 69° 52' 36" W., 139.52 feet, S. 37° 08' 48" W., 82.80 feet,
S. 76° 10' 17" W., 200.82 feet, S. 68° 38' 44" W., 142.80 feet,
N. 51° 58' 22" W., 198.04 feet and S. 62° 33' 37" W., 117.18 feet,
to a point on the easterly boundary of Tideland Survey No. 1; thence
along said easterly boundary S. 09° 15' 12" W., 151.13 feet to a
point on the Mean Low Tide Line of 1856; thence along said Line of
Mean Low Tide, N. 57° 12' 57" W., 68.63 feet, N. 65° 33' 22" W.,
48.33 feet, N. 87° 12' 26" W., 82.10 feet, W., 108.00 feet,
S. 85° 38' 45" W., 197.57 feet, S. 82° 12' 32" W., 693.40 feet,
S. 78° 28' 35" W., 210.24 feet, S. 72° 30' 15" W., 96.46 feet,
S. 65° 38' 49" W., 104.28 feet and S. 52° 15' 11" W., 196.02 feet
to a point on the westerly boundary line of Tideland Survey No. 1;
thence along said westerly boundary N. 01° 00' 12" E. 65 feet
more or less to a point on the Mean High Tide Line of 1856, thence
Southwesterly along said Line of Mean High Tide to an intersection
with the westerly boundary of the Benicia Arsenal.

The bearings and distances shown in the above description are based
upon the California Coordinate System, Zone 3.

This agreement shall be binding upon and inure to the benefit
of the successors and assigns of the parties hereto.

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IN WITNESS WHEREOF, the parties hereto have executed this agreement on the dates hereafter written:

GENERAL SERVICES ADMINISTRATION

February 7, 1964

Date of Signature

By

Fred H. Johnston
Fred H. Johnston, Chief
Real Property Division
Utilization and Disposal Service

STATE OF CALIFORNIA)
CITY AND)
COUNTY OF SAN FRANCISCO) ss

On February 7, 19 64, before me, the undersigned, a Notary Public in and for said State, with principal office in San Francisco County, personally appeared FRED H. JOHNSTON, known to me to be the Chief, Real Prop. Div., UDS, of the General Services Administration that executed the within Instrument, known to me to be the person whose name is subscribed to the within Instrument and acknowledged that he executed the within Instrument pursuant to the authority of said General Services Administration.

WITNESS my hand and official seal.

SEAL

Sigrid E. Anderson

Sigrid E. Anderson

Name (Typed or Printed)

NOTARY PUBLIC IN AND FOR THE STATE OF CALIFORNIA IN AND FOR THE CITY AND COUNTY OF SAN FRANCISCO

CITY OF BENICIA

February 5, 1964
Date of Signature

By

James Lema
Mayor

February 5, 1964
Date of Signature

By

Anna D. Fine
City Clerk

STATE OF CALIFORNIA)
COUNTY OF SOLANO) ss

SEAL

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On February 5, 1964, before me, the undersigned, a Notary Public in and for said State, with principal office in Solano County, personally appeared JAMES LEMOS and ANNA G. PINE known to me to be the Mayor and City Clerk, respectively, of the CITY OF BENICIA that executed the within Instrument, and also known to me to be the persons who executed it on behalf of the city therein named, and acknowledged to me that they executed the same.

WITNESS my hand and official seal.

Janice O'Brien **SEAL**
Janice O'Brien
Name (Typed or Printed)
NOTARY PUBLIC IN AND FOR THE STATE OF CALIFORNIA

STATE OF CALIFORNIA
acting by and through **SEAL**
STATE LANDS COMMISSION

March 3, 1964
Date of Signature

By F. J. HORTIG
Executive Officer

STATE OF CALIFORNIA }
COUNTY OF Los Angeles } ss

On March 3, 1964, before me, the undersigned, a Notary Public in and for said State, with principal office in Los Angeles County, personally appeared F. J. HORTIG, known to me to be the Executive Officer of the STATE LANDS COMMISSION, STATE OF CALIFORNIA, the Commission that executed the within Instrument, known to me to be the person who executed the within Instrument, on behalf of the Commission therein named, and acknowledged to me that such Commission executed the within Instrument pursuant to a resolution of its Commissioners.

WITNESS my hand and official seal.

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Rose Blumberg **SEAL**
ROSE BLUMBERG - NOTARY PUBLIC
My Commission Expires January 28, 1966
Name (Typed or Printed)
NOTARY PUBLIC IN AND FOR THE STATE OF CALIFORNIA