

MINUTE ITEM

11/14/69

64. BOUNDARY LINE AGREEMENT BETWEEN THE STATE OF CALIFORNIA AND UPLAND PROPERTY OWNERS IN MALIBU COVE COLONY, COMPRISED OF PORTION OF TRACT NO. 22886, MAP BOOK 604, PAGES 20-22, AND TRACT NO. 24054, MAP BOOK 636, PAGES 55-56, OFFICIAL RECORDS, LOS ANGELES COUNTY - N-0296, BLA 115.

After consideration of Calendar Item 12 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE EXECUTION OF THE 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 AND VARIOUS UPLAND PROPERTY OWNERS OF MALIBU COVE COLONY, COMPRISED OF PORTIONS OF TRACTS NOS. 22886 AND 24054, LOS ANGELES COUNTY, FOR THE PURPOSE OF FIXING THE COMMON BOUNDARY OF UNGRANTED TIDE AND SUBMERGED LANDS IN LOS ANGELES COUNTY. THE BOUNDARY LINE AGREED UPON IS DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment

Calendar Item 12 (3 pages)

Minute 64	11-14-69
by minute item 27	4-23-70

12.

PROPOSED BOUNDARY LINE AGREEMENT BETWEEN THE STATE OF CALIFORNIA AND UPLAND PROPERTY OWNERS IN MALIBU COVE COLONY, COMPRISED OF PORTION OF TRACT NO. 22886, MAP BOOK 604, PAGES 20-22, AND TRACT NO. 24054, MAP BOOK 606, PAGES 55-56, OFFICIAL RECORDS, LOS ANGELES COUNTY - N-0296, BLA 115.

Malibu Cove Colony is a residential subdivision between the Pacific Coast Highway and the Pacific Ocean approximately 20 miles west of Santa Monica. The County of Los Angeles has requested a life-of-structure permit from the State Lands Commission for the construction of a groin system and sand fill to provide protection to the properties from ocean-wave action. (See Calendar Item No. 13)

Since the construction of the facilities will obliterate the natural boundary between the uplands and the tide and submerged lands, it is desirable that prior to the issuance of a permit to the County, the State and the upland property owners enter into a boundary line agreement that will fix the line and define the common boundaries between the State and the upland owners.

There are 26 lots in each of the two tracts. The agreement would become effective upon its execution by 35 of the upland property owners and its subsequent recordation in the Office of the County Recorder.

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.

The proposed boundary line agreement has been approved by the Attorney General's office, and the property description has been approved by staff engineers as the best line for agreement, based upon all of the circumstances and evidence available (Exhibit "B").

The boundary agreement contains a condition subsequent that the protective sand fill and groin system shall be sufficiently completed within eighteen months, and failure to accomplish said condition will render the agreement null and void.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE EXECUTION OF THE 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 AND VARIOUS UPLAND PROPERTY OWNERS OF MALIBU COVE COLONY, COMPRISED OF PORTIONS OF TRACTS NOS. 22886 AND 24054, LOS ANGELES COUNTY, FOR THE PURPOSE OF FIXING THE COMMON BOUNDARY OF UNGRANTED TIDE AND SUBMERGED LANDS IN LOS ANGELES COUNTY. THE BOUNDARY LINE AGREED UPON IS DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

Uplands, bounded on the waterward side by the following described boundary line, being a Subdivision of a Portion of the Rancho Topanga Malibu Sequit as per Map Recorded in Book 1, Pages 414-416 of Patents.

Malibu Cove Colony is made up of Tract No. 22886, Map Book 604, pages 20-22 and Tract No. 24054, Map Book 636, pages 55-56. Both map books and above mentioned Book 1 are part of the records of Los Angeles County, State of California. Basis of bearings --- Calif. Coordinate System, Zone 7. Commencing at the southwesterly corner of Lct 1, Tract No. 22886; thence N 1° 04' 16" W 9.50 ft. along the Westerly line of said Lot 1 to the true point of beginning; thence, from said true point of beginning along the following courses:

N 80° 22' 03" E	155.06 ft.	to E'ly line of Lot 1
N 82° 46' 04" E	70.02 "	" " " " " 2
N 83° 10' 36" E	70.01 "	" " " " " 3
N 81° 48' 43" E	70.05 "	" " " " " 4
N 81° 34' 58" E	70.07 "	" " " " " 5
N 81° 34' 59" E	70.07 "	" " " " " 6
N 83° 37' 38" E	70.00 "	" " " " " 7
N 85° 59' 27" E	63.03 "	" " " " " 8
N 82° 46' 51" E	60.02 "	" " " " " 9
N 83° 35' 41" E	57.00 "	" " " " " 10
N 84° 27' 34" E	52.35 "	" " " " " 11
N 87° 46' 14" E	50.43 "	" " " " " 12
S 89° 58' 26" E	50.25 "	" " " " " 13
S 89° 58' 00" E	50.00 "	" " " " " 14
S 89° 58' 00" E	50.00 "	" " " " " 15
S 88° 14' 57" E	50.04 "	" " " " " 16
N 89° 37' 31" E	50.13 "	" " " " " 17
S 88° 09' 09" E	50.00 "	" " " " " 18
S 88° 43' 32" E	50.00 "	" " " " " 19
S 89° 17' 55" E	50.00 "	" " " " " 20
N 87° 50' 28" E	50.09 "	" " " " " 21
N 86° 52' 31" E	52.15 "	" " " " " 22
S 86° 41' 44" E	56.44 "	" " " " " 23
S 85° 47' 41" E	59.10 "	" " " " " 24
S 87° 10' 47" E	56.70 "	" " " " " 25
S 88° 43' 34" E	50.33 "	" " " " " 26;

thence from the easterly line of said Lot 26, Tract 22886, N 87° 05' 05" E 50.04 ft. to E'ly line of Lot 1, Tract 24054; thence along the following courses:

N 85° 30' 05" E	50.00 ft.	to E'ly line of Lot 2
N 84° 21' 19" E	50.00 "	" " " " " 3
N 87° 13' 05" E	50.05 "	" " " " " 4
N 87° 47' 27" E	50.07 "	" " " " " 5
N 86° 04' 28" E	50.01 "	" " " " " 6

N 88° 12' 59" E	50.09 ft.	to E'ly line of Lot 7
N 86° 27' 22" E	50.02 "	" " " " " "
N 85° 52' 56" E	50.01 "	" " " " " "
N 88° 10' 14" E	50.09 "	" " " " " "
N 82° 26' 47" E	50.04 "	" " " " " "
N 84° 09' 52" E	50.00 "	" " " " " "
N 86° 44' 04" E	50.03 "	" " " " " "
N 85° 41' 28" E	50.00 "	" " " " " "
N 89° 44' 32" E	50.24 "	" " " " " "
N 82° 49' 39" E	50.02 "	" " " " " "
N 83° 58' 23" E	50.01 "	" " " " " "
N 83° 58' 23" E	50.00 "	" " " " " "
N 85° 12' 58" E	50.00 "	" " " " " "
N 84° 39' 56" E	50.01 "	" " " " " "
N 81° 14' 01" E	50.09 "	" " " " " "
N 79° 31' 26" E	50.21 "	" " " " " "
N 80° 05' 35" E	50.16 "	" " " " " "
N 75° 01' 14" E	50.73 "	" " " " " "
N 72° 32' 49" E	59.34 "	" " " " " "
N 76° 09' 14" E	87.47 feet	to the point of intersection with the

easterly line of Lot 26, Tract 25054, said point of intersection (being the terminus of this boundary line) and bearing S 20° 15' 16" E 15.00 feet from the southeasterly corner of said Lot 26, Tract No. 24054 as recorded in said map book and pages.