

MINUTE ITEM

This Calendar Item No. 50
was approved as Minute Item
No. 50 by the State Lands
Commission by a vote of 3
to 0 at its 3-25-76
meeting. CALENDAR ITEM

3/65
DJB
W 8414

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APPROVAL OF MAP AND DESCRIPTION OF SAN FRANCISCO
GRANT MAP AND DESCRIPTION, AS MODIFIED AND REVISED

At its October 29, 1975 meeting, the Commission approved a set of maps and description of lands transferred in trust to the City and County of San Francisco pursuant to Chapter 1333, Statutes of 1968, as amended. The State Lands Division was authorized to file and record the maps and description with the Recorder of the City and County of San Francisco. This action has not been accomplished because of a continuing controversy with the United States over whether by virtue of the provisions of Chapter 81, Statutes of 1897, the State granted any title to the United States to lands within 300 yards of the low water mark of military reservations situated on the mainland. A further controversy exists over whether any title to lands transferred to the United States by virtue of said Chapter 81 reverts to the States when such lands are no longer used for military purposes. The advice of the Attorney General's office on these questions has been requested. Pending issuance of an opinion and resolution of these matters with the United States, the Attorney General's office requested that the map and description of the San Francisco trust grant be revised to protect the State's interests in the areas in controversy.

Accordingly, the San Francisco map and description have been revised. In addition, certain technical changes have been made on Sheet 1 to clarify the identity and location of boundaries shown thereon. These changes have been approved by the Office of the Attorney General.

The map and description of the San Francisco trust grant, as so modified, are presented for the Commission's approval.

EXHIBITS: A. Location Map. B. Map of Grant (7 sheets)

IT IS RECOMMENDED THAT THE COMMISSION MODIFY THE COMMISSION'S RESOLUTION OF OCTOBER 29, 1975 (MINUTE ITEM 34, PG. 1302) TO INCLUDE THE REVISIONS AND TECHNICAL CHANGES WHICH HAVE BEEN MADE IN THE FOREMENTIONED MAPS AND DESCRIPTION, AND AS MODIFIED:

- A. AUTHORIZE THE APPROVAL OF THE SET OF MAPS CONSISTING OF 7 SHEETS AND TITLED "MAP OF LANDS TRANSFERRED IN TRUST TO THE CITY AND COUNTY OF SAN FRANCISCO SITUATED IN THE CITY AND COUNTY OF SAN FRANCISCO, STATE OF CALIFORNIA".

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- A. AUTHORIZE THE APPROVAL OF THE SET OF MAPS CONSISTING OF 7 SHEETS AND TITLED "MAP OF LANDS TRANSFERRED IN TRUST TO THE CITY AND COUNTY OF SAN FRANCISCO SITUATED IN THE CITY AND COUNTY OF SAN FRANCISCO, STATE OF CALIFORNIA".

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CALENDAR ITEM NO. 50 (CONTD)

- B. APPROVE THE DESCRIPTION OF THE LANDS TRANSFERRED IN TRUST TO THE CITY AND COUNTY OF SAN FRANCISCO PURSUANT TO CHAPTER 1333, STATUTES 1968, CALIFORNIA LEGISLATURE, AS AMENDED.
- C. APPROVE THE FILING OF THE MAPS REFERRED TO IN RECOMMENDATION "A" ABOVE WITH THE RECORDER OF THE CITY AND COUNTY OF SAN FRANCISCO.
- D. AUTHORIZE THE RECORDING OF THE DESCRIPTION REFERRED TO IN RECOMMENDATION "B" ABOVE WITH THE RECORDER OF THE CITY AND COUNTY OF SAN FRANCISCO.