
After consideration of Calendar Item 37 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE EXECUTIVE OFFICER IS AUTHORIZED TO EXECUTE A BOUNDARY AGREEMENT WITH THE CITY OF REDONDO BEACH, L & M INVESTMENT COMPANY, AND THE STATE OF CALIFORNIA, A COPY OF WHICH IS ATTACHED AS EXHIBIT "A" AND HEREBY MADE A PART HEREOF, FIXING THE BOUNDARY OF GRANTED STATE TIDE AND SUBMERGED LANDS ALONG THE SHORE OF SANTA MONICA BAY IN THE VICINITY OF REDONDO BEACH MUNICIPAL PIER.

Attachment
Calendar Item 37 (5 pages)

A request has been received from the City of Redondo Beach and the adjoining property owner, L & M Investment Company, for the establishment of the boundary along the shore of Santa Monica Bay dividing the privately owned uplands and granted tide and submerged lands.

Chapter 57 of the Statutes of 1915 granted certain tide and submerged lands to the City of Redondo Beach. The City of Redondo Beach and the upland owner, L & M Investment Company, will be the principal parties concerned, with the State entering into the agreement as an interested third party.

Shoreline conditions have been determined to be artificially affected by man-made structures, and the mean high tide line of 1935, the last known position of the natural mean high tide line, is acceptable to both the City of Redondo Beach and L & M Investment Company.

The office of the Attorney General has reviewed and approved this proposed boundary agreement.

IT IS RECOMMENDED THAT THE EXECUTIVE OFFICER BE AUTHORIZED TO EXECUTE A BOUNDARY AGREEMENT WITH THE CITY OF REDONDO BEACH, L & M INVESTMENT COMPANY, AND THE STATE OF CALIFORNIA, A COPY OF WHICH IS ATTACHED AS EXHIBIT "A" AND HEREBY MADE A PART HEREOF, FIXING THE BOUNDARY OF GRANTED STATE TIDE AND SUBMERGED LANDS ALONG THE SHORE OF SANTA MONICA BAY IN THE VICINITY OF REDONDO BEACH MUNICIPAL PIER.

Attachment
Exhibit "A"
EXHIBIT "A"

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
CITY OF REDONDO BEACH (as Party of the Second Part hereinafter
referred to as "City", and
L & M INVESTMENT CO., A CALIFORNIA CORPORATION (as Party of
the Third Part hereinafter referred to as "Third Party").

W I T N E S S E S 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 Third Party appears of record as owner of certain
uplands along the shore of Santa Monica Bay in the vicinity of Redondo
Beach Municipal Pier in the City of Redondo Beach; and

WHEREAS, the State of California, by virtue of its sovereignty,
and City, by grant pursuant to Chapter 57 of the Statutes of 1915, are
the owners of the tide and submerged lands in Santa Monica Bay; and

WHEREAS, the ordinary high water mark as it may have existed in
its last natural state has been affected by artificial and natural processes
or a combination of both; and
EXHIBIT "A" (CONTD.)

WHEREAS, a study of the history of the shoreline in the City of Redondo Beach, in the vicinity of Redondo Beach Municipal Pier, shows that the mean high tide line of 1935 is the last known position of the natural mean high tide line prior to artificial influences; and

WHEREAS, the State Lands Commission, City, and Third Party consider it expedient and necessary and in the best interests of the State and the public to describe and fix permanently the Ordinary High Water Mark as the boundary between the lands belonging to the State and City and Third Party and forever set at rest any and all questions relating to the location of said Ordinary High Water Mark.

NOW, THEREFORE, in order to locate, describe, and permanently establish the Ordinary High Water Mark as the true and correct boundary line between the State and City and Third Party, it is agreed that said boundary line is and shall be located and established as follows:

Commencing at the most northeasterly corner of Parcel 2, described in Book 6764 of Deeds, page 91, Records of Los Angeles County; thence South 74° 53' West, along the northwesterly line of Pier Avenue, and its prolongation, to the intersection with the Mean High Tide Line of October 1935, as shown on State Lands Division Map of the Grant to the City of Redondo Beach, recorded on June 17, 1966, and filed as Instrument No. 2886, Book F 1916, in office of the Los Angeles County Recorder, said intersection being the true point of beginning; thence along said mean high tide line as shown on said map, North 16° 55' 09" West 285 feet more or less to Station 1 J, having California Coordinates (Zone 7) X = 4,169,344 and Y = 4,054,154; thence North 23° 33' 31" West 365 feet more or less to the intersection with a line which bears South 66° 33' West from the most easterly corner of Parcel 1.
described in Book 6764 of Deeds, Page 91, Records of Los Angeles County, which point of intersection is the end of this boundary line.

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

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

CITY OF REDONDO BEACH

By ____________________________
Date of Signature Mayor

By ____________________________
Date of Signature City Clerk

STATE OF CALIFORNIA ss
COUNTY OF _________________

On this __________ day of ______________ in the year __________, before me, a Notary Public in and for said County and State, personally appeared ____________________________ and ____________________________, known to me to be the _______ and ____________________________, of the city that executed the within Instrument and acknowledged to me that such city executed the same.

________________________________________
Name (Typed or Printed)

NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE
EXHIBIT "A" (CONTD.)

L & M INVESTMENT COMPANY

Date of Signature

By President

Date of Signature

By Secretary

STATE OF CALIFORNIA ss
COUNTY OF

On ______________________, 19____, before me, the undersigned, a Notary Public in and for said State, with principal office in ______________________ County, personally appeared ______________________, known to me to be the President and Secretary, respectively, of the corporation that executed the within Instrument, known to me to be the persons whose names are subscribed to the within Instrument and acknowledged that they executed the within Instrument pursuant to the authority of said corporation.

WITNESS my hand and official seal.

Name (Typed or Printed)

NOTARY PUBLIC IN AND FOR THE STATE OF CALIFORNIA

STATE OF CALIFORNIA
Acting by and through
STATE LANDS COMMISSION

Date of Signature

By F. J. HORTIG
Executive Officer

STATE OF CALIFORNIA ss
COUNTY OF LOS ANGELES

On this ______________________ day of ______________________ in the year ______________________, before me, a Notary Public in and for said County and State, personally appeared F. J. HORTIG, known to me to be the Executive Officer of the State Lands Commission, and known to me to be the person who executed the within Instrument on behalf of said agency, and acknowledged to me that such agency executed the same.

Name (Typed or Printed)

NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE