Boundary Line Agreement

City of Chula Vista, Atchison Topeka and Santa Fe Railway Co.,
Santa Fe Land Improvement Co., Herbert C. Kelly, Frank F.
Faust, Erminio Cardinole, P.T. King, Tyce Engineering
Corp., Rohr Aircraft Corp., Reconstruction Finance

Party: Corp., Western Salt Co., U.S.A

Recording Data: 6/22/1953, Book 4897, O.R., Page 408

W.O. No.: W21

County: San Diego

Location: San Diego Bay at City of Chula Vista

Z 6 N 16 E 173

Z 6 N 17 E 173

Summary: Agreement, dated 12/18/1950, to fix and
describe the O.H.W.M. of 1905 along the shoreline
of San Diego Bay at the City of Chula Vista. Artificial
conditions exist at this location as a result of placing
of fill, dredging of channels and construction of dikes.
Tide lands were granted to the City of Chula Vista under
Chap. 120, Stats. 1926 and as amended.

Map No.: CB 217-222, Misc. Map No. 217

Length 13,000 ±
SURVEY OF THE
ORDINARY HIGH WATER MARK
ON THE SHORE OF SAN DIEGO BAY
VICINITY OF CHULA VISTA
SAN DIEGO COUNTY, CALIFORNIA

NOTE
The Ordinary High Water Mark from Dry Salt in the U.S. G.S. is one-foot elevation of O'Donnell's mean High Tide line of 1905, based upon the land mark of the Water Land Commission and the mean rise of Mount Rainier in 1850, as fixed by the O'Donnell's mean High Tide Line of 1905.

NOTE
The Ordinary High Water Mark from D.U.G.S. in the U.S. G.S. is one-foot elevation of O'Donnell's mean High Tide Line of 1905, based upon the land mark of the Water Land Commission and the mean rise of Mount Rainier in 1850, as fixed by the O'Donnell's mean High Tide Line of 1905.

NOTE
Dry Lands were brought to the city of each town by the Legislature under
Act of 120, Statutes of California, 1883.

NOTE
Bearings, distances, and coordinates shown on this plan are based on the Lambert Conformal Projection for Sons, California as laid out in titles purchased in United States Grant and Holes Survey's Second Projection No. 1906, "Stranger in California, 1882.

The Ordinary High Water Mark from Dry Salt in the U.S. G.S. is one-foot elevation of O'Donnell's mean High Tide line of 1905, based upon the land mark of the Water Land Commission and the mean rise of Mount Rainier in 1850, as fixed by the O'Donnell's mean High Tide Line of 1905.

No. 1:

PREPARED UNDER W. O. 211
MISC. MAP 217, S.D.GO.

NOTE
The Ordinary High Water Mark from Dry Salt in the U.S. G.S. is one-foot elevation of O'Donnell's mean High Tide line of 1905, based upon the land mark of the Water Land Commission and the mean rise of Mount Rainier in 1850, as fixed by the O'Donnell's mean High Tide Line of 1905.

NOTE
The Ordinary High Water Mark from Dry Salt in the U.S. G.S. is one-foot elevation of O'Donnell's mean High Tide line of 1905, based upon the land mark of the Water Land Commission and the mean rise of Mount Rainier in 1850, as fixed by the O'Donnell's mean High Tide Line of 1905.
SURVEY OF THE
ORDINARY HIGH WATER MARK
ON THE SHORES OF SAN DIEGO BAY
VICINITY OF CHULA VISTA
SAN DIEGO COUNTY, CALIFORNIA

NOTE
The Lands were granted to the City of Chula Vista by the Legislature under Chapter 120, January 20, 1935.

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Survey prepared under W.O. 211
Prepared under W.O. 211 - S.D. CO.
NOTE

Bearings, distances, and coordinates shown on this plat are based on the Lambert Conformal Conic Projection for Zone 5, California and are not to be taken as a portion of any legal description.

This plat was prepared for use by the State Lands Commission and may not be used for legal purposes.

Survey of the Ordinary High Water Mark
On Shore of San Diego Bay
Vicinity of Chula Vista
San Diego County, California

Certified as of November 10, 1949
Prepared under W.G. 211
MISC. MAP 217, S.D. CO.

State Lands Division
State Lands Commission
State of California
This Agreement made this 15th day of December, 1952 by the
between the State of California and the City of Chula Vista; and the Atchison Topeka
and Santa Fe Railway Company, the Santa Fe Land Improvement Company, Herbert C. Kelly
and Frank F. Faust as tenants in common, Erminio Cardinolo, P. T. King, Tyce Engineering
Corporation, a corporation, Rohr Aircraft Corporation, a California corporation,
Reconstruction Finance Corporation, a corporation duly organized and existing under
and by virtue of the laws of the United States, which corporation has succeeded,
pursuant to provisions of Public Law 109, 79th Congress, approved on June 30, 1945
to all the rights and assets of Defense Plant Corporation and the United States of
America, both acting by and through the General Services Administrator under and
pursuant to the powers and authority contained in the provisions of the Federal
Property and Administrative Services Act of 1919, and the Surplus Property Act of
1944 (58 Stat 765), as amended thereby, and regulations and orders promulgated
thereunder, and Western Salt Company, a corporation.

WITNESSETH:

WHEREAS, the State acting through the State Lands Commission and the said
municipality are authorized by Public Resources Code Section 6357 and other laws to
establish by arbitration the ordinary high water mark of swamp, overflowed, marsh,
tide or submerged lands, the property of the State of the municipality, whenever it
is deemed expedient or necessary, and

WHEREAS, the said Atchison Topeka and Santa Fe Railway Company, the Santa
Fe Land Improvement Company, Herbert C. Kelly and Frank F. Faust as tenants in common,
Erminio Cardinolo, P. T. King, Tyce Engineering Corporation, a corporation, Rohr
Aircraft Corporation, a California corporation, Reconstruction Finance Corporation,
a corporation duly organized and existing under and by virtue of the laws of the
United States, which corporation has succeeded, pursuant to provisions of Public Law
109, 79th Congress, approved on June 30, 1945 to all the rights and assets of Defense
Plant Corporation and the United States of America, both acting by and through the
General Services Administrator under and pursuant to the powers and authority contained
in the provisions of the Federal Property and Administrative Services Act of
1919, and the Surplus Property Act of 1944 (58 Stat 765), as amended thereby, and
regulations and orders promulgated thereunder, and Western Salt Company, a corporate-
ship, appear of record to the owners of certain lands fronting on tidelands and the
WHEREAS, the natural boundary between the said lands and the tidelands has been obliterated as a result of the placing of fill, the dredging of channels and construction of dikes and other works and improvements of man; and

WHEREAS, the State Lands Commission and the City consider it expedient and necessary and in the best interest of the Public to permanently fix and describe the boundary between the lands of the said Atchison Topeka and Santa Fe Railway Company, Santa Fe Land Improvement Company, Herbert C. Kelly and Frank F. Faust as tenants in common, Erminio Cardinolo, P. T. King, Tyce Engineering Corporation, a corporation, Rohr Aircraft Corporation, a California corporation, Reconstruction Finance Corporation, a corporation duly organized and existing under and by virtue of the laws of the United States, which corporation has succeeded pursuant to provisions of Public Law 109, 79th Congress, approved on June 30, 1945 to all the rights and assets of Defense Plant Corporation and the United States of America, both acting by and through the General Services Administrator under and pursuant to the powers and authority contained in the provisions of the Federal Property and Administrative Services Act of 1949, and the Surplus Property Act of 1944 (50 Stat 765), as amended thereby, and regulations and orders promulgated thereunder, and Western Salt Company, a corporation and the tidelands and forever set at rest any and all questions relating to the location of the said boundary line:

NOW, THEREFORE, in order to describe, declare and establish a common boundary the parties hereto mutually agree for and on behalf of themselves and their successors in interest as follows:

The ordinary high water mark along the easterly side of San Diego Bay between Mon., No. 87 and Mon., No. 128 of the d'Homencourt mean high tide line survey lying in part in the City of Chula Vista and in part across unincorporated lands all within the County of San Diego, State of California, is and shall be established as follows:

Beginning at a point on the ordinary high water mark of San Diego Bay at Mon., No. 87 of the d'Homencourt mean high tide line survey of 1916 and from which said "on., No. 87 a 2 inch pipe on the northeast boundary of 1/4 Sec. 110, Francho de la Hacienda, bears E. 80° 12′ 31″ N., 36.05 ft. and N. 72° 07′ 46″ E., 1200.92 ft.; thence from said point of beginning along the said ordinary high water mark on the easterly side of San Diego Bay as delineated on "Survey of the Ordinary High Water Mark on the Shores of San Diego Bay, Vicinity of Chula Vista, San Diego County, California," dated November 1913 and filed as "Inellaneous Map No. 257 in the Records of San Diego County S. 79° 30′ 21″ 23″ W., 132.28 ft. to d'Homencourt "on., No. 88; S. 1° 0′ 00″ 53″ E., 300.28 ft. to d'Homencourt "on., No. 87; S. 1° 0′ 13″ 23″ E., 312.67 ft.; S. 28° 46′ 13″ E., 297.16 ft.; S. 79° 30′ 21″ 13″ W., 123.97 ft. to d'Homencourt "on., No. 92; S. 60° 35′ 53″ E., 176.18 ft. to d'Homencourt "on., No. 23; S. 30° 28′ 33″ E., 310.76 ft. to d'Homencourt "on., No. 94; S. 60° 10′ 03″ E., 587.67 ft.; S. 59° 0′ 43″ E., 156.72 ft. to d'Homencourt "on., No. 97; S. 39° 30′ 13″ E.,
266.62 ft.; S. 31° 35' 03" E., 363.98 ft.; S. 31° 55' 03" E., 351.40 ft.
to d'Homecourt's monument No. 100; S. 25° 58' 03" E., 221.17 ft. to d'Homecourt's monument No. 101; S. 19° 07' 33" E., 234.36 ft.; S. 31° 19' 33" E., 293.81 ft.; S. 38° 00' 03" E., 328.96 ft.; N. 84° 67' 57" W., 339.65 ft. to d'Homecourt's monument No. 105; S. 67° 00' 03" E., 228.23 ft. to d'Homecourt's monument No. 106; S. 38° 07' 33" E., 182.12 ft. to d'Homecourt's monument No. 107 in the top of which monument there has been added brass cap inscribed "D'HOMECOURT 107"; thence from said monument No. 107 continuing along the said ordinary high water mark on the east shore of San Diego Bay as delineated on said "Miscellaneous Map No. 217" S. 58° 28' 01" E., 297.87 ft.; S. 10° 32' 01" E., 525.57 ft.; S. 38° 43' 31" E., 314.13 ft.; S. 30° 19' 01" E., 392.61 ft.; S. 20° 18' 01" E., 233.29 ft.; S. 20° 56' 01" E., 453.59 ft.; S. 57° 45' 02" E., 230.78 ft.; S. 22° 27' 01" E., 184.92 ft.; S. 14° 12' 01" E., 403.75 ft.; S. 6° 01' 31" E., 568.83 ft.; S. 7° 03' 31" E., 574.95 ft.; S. 3° 39' 11" E., 731.02 ft.; S. 12° 36' 45" E., 333.50 ft.; S. 36° 37' 11" E., 440.79 ft.; S. 12° 51' 58" E., 496.17 ft.; S. 10° 03' 14" E., 717.25 ft.; and S. 6° 47' 11" E., 201.43 ft., to concrete monument bearing State Lands Commission brass cap inscribed "N. H. 12' Restore" and the end of the herein described line.

Bearings and distances conform with Zone 6 of the California Coordinate System as defined in Chap. 13, State of Calif., 1949.

STATE LANDS COMMISSION

Ralph M. Schinzer

CITY OF CHULA VISTA

James L. Lachmeyer

Kathleen Campbell, City Clerk

HERBERT G. KELLY AND FRANK J. FAUST
AS TENANTS IN COMMON

Emilino Cardinale

ERIKO CARDON

SANTA FE LAND IMPROVEMENT CO.

TYCE ENGINEERING CORPORATION

ROHR AIRCRAFT CORPORATION, A
CALIFORNIA CORPORATION

[Signatures]
On June 12th, 1951, before me, the undersigned, a Notary Public for said County and State, personally appeared JAMES L. HOBEL, Mayor, and KENNETH P. CAMPBELL, Clerk of the corporation, CITY OF CHULA VISTA, that executed this instrument, and known to me to be the persons who executed this instrument on behalf of the said corporation therein named, acknowledged to me that said corporation executed the same.

WITNESS my hand and official seal.

[Signature]

Notary Public in and for said County and State.
RESOLUTION NO. 1289

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AGREEMENT ARBITRATING ORDINARY HIGH WATER MARK

THE CITY COUNCIL OF THE CITY OF CHULA VISTA DOES HEREBY RESOLVE AS FOLLOWS:

That certain agreement, dated May 29th, 1951, entitled "Agreement Arbitrating Ordinary High Water Mark", a copy of which is attached hereto and by this reference incorporated herein, be and the same is hereby approved, and the Mayor and City Clerk of the City of Chula Vista are hereby authorized and directed to execute the same for and on behalf of the City of Chula Vista.
ADOPTED AND APPROVED by the CITY COUNCIL of the CITY OF CHULA VISTA, CALIFORNIA, this 13th day of June, 1951, by the following vote, to-wit:

AYES: COUNCILLOR Kiddon, Hobel, McKiernan, Logan

NAYS: COUNCILLOR None

ABSENT: COUNCILLOR Del Solfo

(S) James L. Hobel
Mayor of the City of Chula Vista

ATTEST: (S) Kenneth F. Campbell
City Clerk

by

Deputy

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO) ss.
CITY OF CHULA VISTA

I, KENNETH F. CAMPBELL, City Clerk of the City of Chula Vista, California, DO HEREBY CERTIFY that the above and foregoing is a full, true and correct copy of Resolution No. 1230, and that the same has not been amended or repealed.

DATED: June 12, 1951.

City Clerk

by Deputy

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