

MINUTE ITEM

18. (SALE OF SOVEREIGN LANDS, VICINITY OF HUNTERS POINT, TO CITY AND COUNTY OF SAN FRANCISCO, SOVEREIGN LANDS LOCATION NO. 31 - S.W.O. 6972.)

Following presentation of Calendar Item 19 attached, the Executive Officer informed the Commission that information had been received from the office of the Attorney General in San Francisco that conveyance of the land at the appraised price might add to precedents already existing from completed condemnation actions, the conclusions in which had been opposed by the office of the Attorney General. The Executive Officer reported that the recommended sale price was based upon an independent appraisal report in accordance with the statutory authorization, and explained that the City and County of San Francisco require immediate action because of other commitments that are contingent upon this sale.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, THE FOLLOWING RESOLUTION WAS ADOPTED:

THE SALE IS AUTHORIZED OF THOSE CERTAIN LANDS DESCRIBED IN EXHIBIT "A" ATTACHED HERETO AND BY REFERENCE THERETO MADE A PART HEREOF, TO THE CITY AND COUNTY OF SAN FRANCISCO AT A CASH PRICE OF \$22,427.30, THE FAIR MARKET VALUE AS OF DECEMBER 31, 1957, SUBJECT TO A RESERVATION BY THE STATE OF ALL MINERAL DEPOSITS CONTAINED IN SAID LAND LYING 100 FEET OR MORE BELOW THE SURFACE THEREOF, WITH THE RIGHT OF EXTRACTION OF SUCH MINERALS BY THE STATE, OR PERSONS AUTHORIZED BY THE STATE, SUBJECT TO THE CONSENT OF THE GRANTEE AND SUBJECT ALSO TO ALL OTHER CONSTITUTIONAL RESERVATIONS.

Attachment

Calendar Item 19 (2 pages)

CALENDAR ITEM

SUPPLEMENTAL

19.

(SALE OF SOVEREIGN LANDS, VICINITY OF HUNTERS POINT, TO CITY AND COUNTY OF SAN FRANCISCO, SOVEREIGN LANDS LOCATION NO. 31 - S.W.O. 6972.)

Chapter 2, Statutes of 1958, first extraordinary session, provides that the State Lands Commission may convey all right, title and interest of the State of California in and to all underwater streets and the 200-foot railway right-of-way within the boundaries of the land hereinafter described to the City and County of San Francisco, upon such terms and upon such payment therefor as may be prescribed by the Commission for use by the City and County for purposes of general statewide interest, including, but not limited to public parking. The act provides further that all minerals lying 100 feet or more below the surface thereof shall be reserved to the State, and further reserves to the State, or persons authorized by the State, the right to prospect for, mine and remove such deposits from the land with the consent of the grantee. Section 4 of said act provides that the lands to be conveyed shall be valued at substantially their appraised market value as of December 31, 1957.

An appraisal report completed by an independent appraiser establishes the value of the streets and the 200-foot wide railway right-of-way, as of December 31, 1957, at \$22,427.30.

The Division has been informed by representatives of the City and County of San Francisco that funds are appropriated and available for the purchase of the land and will be deposited with the State upon demand.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE SALE OF THOSE CERTAIN LANDS DESCRIBED IN EXHIBIT "A", ATTACHED HERETO AND BY REFERENCE THERETO MADE A PART HEREOF, TO THE CITY AND COUNTY OF SAN FRANCISCO AT A CASH PRICE OF \$22,427.30, THE FAIR MARKET VALUE AS OF DECEMBER 31, 1957, SUBJECT TO A RESERVATION BY THE STATE OF ALL MINERAL DEPOSITS CONTAINED IN SAID LAND LYING 100 FEET OR MORE BELOW THE SURFACE THEREOF, WITH THE RIGHT OF EXTRACTION OF SUCH MINERALS BY THE STATE, OR PERSONS AUTHORIZED BY THE STATE, SUBJECT TO THE CONSENT OF THE GRANTEE AND SUBJECT ALSO TO ALL OTHER CONSTITUTIONAL RESERVATIONS.

Attachment
Exhibit "A"

EXHIBIT "A"

All that certain real property within the limits of the streets and the 200-foot wide railway right-of-way lying easterly from the meander line of the ordinary high water mark, as said streets, right-of-way and meander line were established by the Board of Tide Land Commissioners pursuant to Chapter 543, Statutes of 1867-68 approved March 30, 1868, situated in the City and County of San Francisco, embraced within the boundaries of the following described tract:

Beginning at the point of intersection of the boundary line between the City and County of San Francisco and the County of San Mateo with the northeasterly line of Olney Avenue in said City and County; and running thence northwesterly along said northeasterly line of Olney Avenue to the northwesterly boundary of Tide Land Block 618, according to "Map of the Salt Marsh and Tide Lands and Lands Lying Under Water South of Second Street and situate in the City and County of San Francisco," certified March 19, 1869 by the Board of Tide Land Commissioners and approved March 4, 1870 by Order No. 911 of the Board of Supervisors of the City and County of San Francisco; thence north-easterly along last named boundary and along the northwesterly terminus of Nelson Avenue, (formerly Thirty-Eighth Avenue) as shown on above-mentioned map, to the most southerly corner of the land conveyed to California Pacific Title Insurance Company by deed recorded July 31, 1953 in Volume 6205 Official Records at page 241 in the office of the Recorder of the City and County of San Francisco, State of California; thence northwesterly along the southwesterly line of said land so conveyed to California Pacific Title Insurance Company to the most southerly corner of that certain parcel of land conveyed to the City and County of San Francisco by deed recorded December 30, 1902 in Book 1980 of Deeds at pages 65 to 69 in the office of the Recorder of the City and County of San Francisco; thence northwesterly along the southwesterly line of said land so conveyed to the City and County to the most westerly corner of said land; thence northeasterly along the northwesterly line of said land 250 feet; thence northerly along a straight line to a point in the southwesterly prolongation of the southeasterly line of Ignacio Avenue distant thereon southwesterly 170 feet from the southwesterly line of Jamestown Avenue; thence north-easterly along said prolongation and along said southeasterly line of Ignacio Avenue, and its northeasterly prolongation, northeasterly to a point on a line parallel with the perpendicularly distant southwesterly 77 feet from the southwesterly line of Ingerson Avenue; thence north-westerly along said parallel line 200 feet; thence northeasterly and parallel with Fitch Street 357 feet to the southwesterly line of Hollister Avenue; thence at right angles northwesterly along last named line 62.50 feet to the easterly boundary of property of the City and County of San Francisco; thence northerly along said boundary 83.75 feet to the northeasterly line of Hollister Avenue; thence southeasterly along last named line 87.38 feet; thence at right angle northeasterly 200 feet to the southwesterly line of Gilman Avenue; thence southeasterly along said southwesterly line of Gilman Avenue to its intersection with a line drawn perpendicularly northerly from the said boundary line between the City and County of San Francisco and the County of San Mateo to a point distant 30 feet southeasterly along said southwesterly line of Gilman Avenue, from the southeasterly line of Coleman Street; thence southerly along said line so drawn to the said boundary line; thence westerly along said boundary line to the point of beginning.

4180