

MINUTE ITEM

16. APPLICATION FOR EXCHANGE OF PORTIONS OF THREE STATE-OWNED STREETS WITHIN THE HUNTERS POINT RECLAMATION DISTRICT, SAN FRANCISCO BAY, FOR FEE LAND OWNED BY THE APPLICANT, HOUSING AUTHORITY OF THE CITY AND COUNTY OF SAN FRANCISCO - W.O. 2850, (S.W.C. 7376), P.R.C. 2454.9.

Revised Calendar Item No. 5, copy attached, was presented by the Executive Officer to the Commission on recommendation by the office of the Attorney General that the Commission's resolution completely implement and authorize the actions required under the statute which provides specifically for this type of exchange with the Federal Housing Authority in which the State will have received lands of greater value than the unfilled tide and submerged lands which the State will transfer to the Housing Authority for use in conjunction with the housing development in the southern portion of San Francisco Bay in the City and County of San Francisco.

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

1. THE COMMISSION GRANTS APPROVAL TO CONCLUDE THE EXCHANGE TRANSACTION OUTLINED IN REVISED CALENDAR ITEM NO. 5 ATTACHED;
2. THE COMMISSION DETERMINES THAT AS OF DECEMBER 31, 1957, THE VALUE OF THE LAND TO BE CONVEYED TO THE STATE OF CALIFORNIA (EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF) WAS OF EQUAL OR GREATER VALUE THAN THE LANDS TO BE CONVEYED BY THE STATE OF CALIFORNIA TO THE HOUSING AUTHORITY OF THE CITY AND COUNTY OF SAN FRANCISCO (EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF); AND
3. THE COMMISSION AUTHORIZES THE EXECUTIVE OFFICER TO PROCEED WITH PREPARATION, EXECUTION AND DELIVERY OF STATE PATENT, SUBJECT TO THE REQUISITE CONSTITUTIONAL AND STATUTORY RESERVATIONS, TO THE SAID HOUSING AUTHORITY WHEN THE HOUSING AUTHORITY DELIVERS A GRANT DEED TO THE STATE OF CALIFORNIA CONVEYING LAND DESCRIBED IN EXHIBIT "A"; AND FURTHER AUTHORIZES THE EXECUTIVE OFFICER TO ACCEPT A DEED IN THE FORM SUBSTANTIALLY AS IN EXHIBIT "C" ATTACHED HERETO AND MADE A PART HEREOF.

Attachment

Corrected Calendar Item 5 (4 pages)

CALENDAR ITEM

5.

APPLICATION FOR EXCHANGE OF PORTIONS OF THREE STATE-OWNED STREETS WITHIN THE HUNTERS POINT RECLAMATION DISTRICT, SAN FRANCISCO BAY, FOR FEE LAND OWNED BY THE APPLICANT, HOUSING AUTHORITY OF THE CITY AND COUNTY OF SAN FRANCISCO - W.O. 2850, (S.W.O. 7376).

Commission action taken on July 30, 1959 (Minute Item 41, page 5120), authorized the Executive Officer to execute an exchange agreement between the San Francisco Housing Authority and the State whereby the State would receive, after the filling of the street areas by the Housing Authority is completed, 20,641 square feet of filled and unfilled tide and submerged lands, known as Parcel 84 (appraised in 1959 at \$5,200), in exchange for 2,817 square feet in Donner Avenue, 23,174 square feet in Egbert Avenue, and 27,373 square feet in Fitzgerald Avenue (all footages more or less) (appraised in 1959 at \$3,700), and all located within the Hunters Point Reclamation District in the City and County of San Francisco.

A report from the Housing Authority that the street areas are filled has been verified by staff inspection. All of the exchange conditions set forth in the enabling legislation, Chapter 1573, Statutes of 1955, as amended by Chapter 1999, Statutes of 1957, have been complied with. It is therefore in order to complete the exchange by the issuance of conveyances.

IT IS RECOMMENDED THAT THE COMMISSION GRANT APPROVAL TO CONCLUDE THE EXCHANGE TRANSACTION OUTLINED ABOVE: DETERMINE THAT AS OF DECEMBER 31, 1957, THE VALUE OF THE LAND TO BE CONVEYED TO THE STATE OF CALIFORNIA (EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF) WAS OF EQUAL OR GREATER VALUE THAN THE LANDS TO BE CONVEYED BY THE STATE OF CALIFORNIA TO THE HOUSING AUTHORITY OF THE CITY AND COUNTY OF SAN FRANCISCO (EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF); AUTHORIZE THE EXECUTIVE OFFICER TO PROCEED WITH PREPARATION, EXECUTION AND DELIVERY OF STATE PATENT, SUBJECT TO THE USUAL CONSTITUTIONAL AND STATUTORY RESERVATIONS, TO THE SAID HOUSING AUTHORITY WHEN THE HOUSING AUTHORITY DELIVERS A GRANT DEED TO THE STATE OF CALIFORNIA CONVEYING LAND DESCRIBED IN EXHIBIT "A", AND AUTHORIZE THE EXECUTIVE OFFICER TO ACCEPT A DEED IN THE FORM SUBSTANTIALLY AS IN EXHIBIT "C" ATTACHED HERETO AND MADE A PART HEREOF.

Attachments

- Exhibit "A"
- Exhibit "B"
- Exhibit "C"

EXHIBIT "A"

All that real property located in the City and County of San Francisco, State of California, more particularly described as follows:

All of Donner Avenue described as follows:

BEGINNING at a point on the Southwesterly line of Donner Avenue, distant thereon 215 feet 8 inches Northwesterly from the Northwesterly line of Fitch Street, said point also being on the Westerly line of the Right of Way for the Southern Pacific and Western Pacific Railroad Companies, 200 feet wide, as fixed and designated by the Board of Tide Land Commissioners under the Act of March 30, 1868, as said Right of Way is shown on Block Map No. 9, exhibiting the dimensions of lots and blocks as subdivided and shown on the map prepared by the Board of Tide Land Commissioners in accordance with the provisions of Section 4 of said Act, on file in the office of the Surveyor General of the State of California; thence Northwesterly along said Southwesterly line of Donner Avenue 80.042 feet to the Westerly line of Salt Marsh and Tide Lands as established by the Board of Tide Land Commissioners under the Act of March 30, 1868; thence Northeasterly along said Westerly line 80.654 feet to the Northeasterly line of said Donner Avenue; thence Southeasterly along said Northeasterly line of Donner Avenue 6.25 feet to the Westerly line of said Right of Way; thence deflecting 90° to the right and running along a line parallel with the Northwesterly line of Fitch Street 40 feet to the center line of said Donner Avenue; thence deflecting 90° to the left and running Southeasterly along said center line 31.77 feet to the Westerly line of said Right of Way; thence Southerly along the Westerly line of said Right of Way 51.08 feet to the point of beginning.

All of Egbert Avenue described as follows:

BEGINNING at the point of intersection of the Southwesterly line of Egbert Avenue and the Northwesterly line of Fitch Street; thence Northwesterly along said Southwesterly line of Egbert Avenue 325.625 feet to the Westerly line of Salt Marsh and Tide Lands as established by the Board of Tide Land Commissioners under the Act of March 30, 1868; thence Northeasterly along said Westerly line 80.282 feet to the Northeasterly line of said Egbert Avenue; thence Southeasterly along said Northeasterly line of Egbert Avenue 263.375 feet to the Westerly line of the Right of Way for the Southern Pacific and Western Pacific Railroad Companies, 200 feet wide, as fixed and designated by the Board of Tide Land Commissioners under the Act of March 30, 1868, as said Right of Way is shown on Block Map No. 9, exhibiting the dimensions of lots and blocks as subdivided and shown on the map prepared by the Board of Tide Land Commissioners in accordance with the provisions of Section 4 of said Act, on file in the office of the Surveyor General of the State of California; thence deflecting 90° to the right and running along a line parallel with the Northwesterly line of Fitch Street 40.044 feet to the center line of said Egbert Avenue; thence deflecting 90° to the left and running Southeasterly along said center line 31.835 feet to the Westerly line of said 200 foot Right of Way; thence Southerly along the Westerly line of said 200 foot Right of Way 39.905 feet to said Northwesterly line of Fitch Street; thence Southwesterly along said Northwesterly line of Fitch Street 8.809 feet to the point of beginning.

All of Fitzgerald Avenue from the Northwesterly line of Fitch Street to the Westerly line of the Salt Marsh and Tide Lands as established by the Board of Tide Land Commissioners under the Act of March 30, 1868.

EXHIBIT "B"

The real property referred to is described as:

That certain real property situate in the City and County of San Francisco, State of California, described as follows:

COMMENCING at a point formed by the intersection of the southwesterly line of Carroll Avenue and the northwesterly line of Fitch Street; running thence northwesterly along said southwesterly line of Carroll Avenue 182 feet 9 inches to the easterly line of the land which was formerly a right of way for Southern Pacific and Western Pacific Railroad Companies, as fixed and designated by the Board of Tide Land Commissioners of the State of California; thence southerly along the easterly line of said right of way 255 feet 6-1/2 inches to the northeasterly line of Donner Avenue; thence southeasterly along said northeasterly line of Donner Avenue 23 feet 8 inches to the northwesterly line of Fitch Street; thence northeasterly along said last named line 200 feet, to the point of commencement.

BEING all of Lots 1 and 2 and a portion of Lots 3, 4, 5, 23 and 24 comprising all that portion of Block 512 lying east of said right of way as per "Map of Salt Marsh and Tide Land lying under water south of 2nd St." on file in the office of the Surveyor General of the State of California.

EXHIBIT "C"

GRANT DEED

The HOUSING AUTHORITY OF THE CITY AND COUNTY OF SAN FRANCISCO, a public body, corporate and politic, organized and existing under and by virtue of the laws of the State of California, the first party, hereby grants to the STATE OF CALIFORNIA, the second party, the following described real property situated in the City and County of San Francisco, State of California:

COMMENCING at a point formed by the intersection of the Southwesterly line of Carroll Avenue and the northwesterly line of Fitch Street; running thence northwesterly along said southwesterly line of Carroll Avenue 182 feet 9 inches to the easterly line of the land which was formerly a right of way for Southern Pacific and Western Pacific Railroad Company, as fixed and designated by the Board of Tide Land Commissioners of the State of California; thence southerly along the easterly line of said right of way 255 feet 6-1/2 inches to the northeasterly line of Donner Avenue; thence southeasterly along said northeasterly line of Donner Avenue 23 feet 8 inches to the northwesterly line of Fitch Street; thence northeasterly along said last named line 200 feet, to the point of commencement, BEING all of Lots 1 and 2 and a portion of Lots 3, 4, 5, 23 and 24 comprising all that portion of Block 512 lying east of said right of way as per "Map of Salt Marsh and Tide Land lying under water south of 2nd St." on file in the office of the State Lands Commission of the State of California.

IN WITNESS WHEREOF, the first party has executed this conveyance on November , 1960.

HOUSING AUTHORITY OF THE CITY
AND COUNTY OF SAN FRANCISCO,
a public body, corporate and
politic,

By _____
Secretary