



DEPARTMENT OF THE NAVY  
NAVAL FACILITIES ENGINEERING COMMAND  
WASHINGTON D. C. 20390

APR 26 1972

My dear Governor Reagan:

This letter concerns the relinquishment by the United States of a degree of its jurisdiction over approximately 3,029 acres of land within the Marine Corps Base, Camp Pendleton, California. The purpose of the relinquishment is to enable the State of California to acquire law-enforcement authority within the stated acreage.

On December 31, 1942, the United States acquired 123,620 acres of land in San Diego County, California, in the proceeding designated Civil No. 197-SD, in the U. S. District Court, Southern District of California. Jurisdiction over said land, as made available by the Act of the California Legislature approved March 12, 1872 and amended by Chapter 710 of the Statutes of 1939 (Sec. 34 of the Political Code of California, 1939), was accepted September 8, 1943 by the Secretary of the Navy, on behalf of the United States.

Title 10, United States Code, Section 2683, authorizes the Secretary of the Navy, whenever he considers it desirable, to relinquish to a state all or any part of the legislative jurisdiction of the United States over lands under his control in that state. The Act of the California Legislature titled "United States - Consent to Retrocession of Jurisdiction, Chapter 1204, Assembly Bill No. 2426," approved August 15, 1967, consented to the retrocession of jurisdiction by the United States over land in the State.

In accordance with the foregoing, our letter of April 6, 1971 relinquished that degree of jurisdiction held by the United States as was necessary for the establishment of concurrent jurisdiction in the State of California and the United States over the 405-acre area within Camp Pendleton then leased to the State of California, for park purposes, under Lease NF(R)-11681, executed March 30, 1971. A condition in our April 6th letter restricted the period of relinquishment of jurisdiction to the duration of Lease NF(R)-11681.

As of September 1, 1971, Lease NF(R)-11681 was superseded by Lease NF(R)-13233, which includes, and substantially expands, the 405-acre area covered by the earlier lease. In view of the condition in our letter of April 6th, as set forth in the preceding paragraph, the supersedure of Lease NF(R)-11681 is considered to have

extinguished the State's jurisdiction over the 405-acre area, except for rights of taxation and the serving of process involving actions occurring outside Camp Pendleton.

As a result of the foregoing, the State has requested the establishment of concurrent jurisdiction over the premises covered by Lease NF(R)-13233 and over the site of the nuclear generating station, across which a right-of-way for access to the adjoining beaches under Lease NF(R)-13233 has been granted under that lease. The requested concurrent jurisdiction would remain in effect over both areas for the duration of Lease NF(R)-13233. The lands involved in this proposal are more particularly described as follows:

a. The lands, including the 405-acre area formerly covered by Lease NF(R)-11681, containing 2,945 acres, more or less, described in Exhibit "A" and delineated on Exhibit "B", attached hereto and made parts hereof; such lands being now leased to the State of California under Lease NF(R)-13233, executed on behalf of the United States as of September 1, 1971.

b. The land, containing 83.63 acres, more or less, described in Exhibit "C" and delineated on Exhibit "D", attached hereto and made parts hereof; such land being the site of the nuclear generating station constructed and operated under Easement NOy(R)-67910, granted by the United States to the Southern California Edison Company and the San Diego Gas and Electric Company.

In accordance with the authority given me by the Secretary of the Navy, I hereby relinquish to the State of California, on behalf of the United States, sufficient of the jurisdiction now held by the United States over the lands described in Exhibits "A" and "C" so as to result in concurrent jurisdiction in the State of California and the United States for the duration of Lease NF(R)-13233. Upon the expiration or earlier termination of Lease NF(R)-13233, jurisdiction over the aforesaid lands, as accepted by the United States September 8, 1943, shall automatically revert to the United States.

When the procedure provided for by the State statute has been completed and the State Lands Commission has approved the relinquishment of jurisdiction, I shall appreciate being advised.

Sincerely,

Honorable Ronald Reagan  
Governor of California  
Sacramento, California 95814

ROY MANKON  
Acting Assistant Commander for  
Real Property Management

Copy to: w/o attach.  
CMC  
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