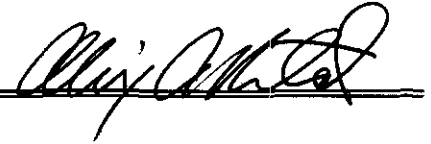


2006 MAY -4 PM 7:09

OAKLAND CITY COUNCIL

12738

ORDINANCE No. _____ C.M.S.



AN ORDINANCE ALTERING THE PORT AREA TO INCLUDE CERTAIN PARCELS AND EXCLUDE CERTAIN PARCELS AT AND ADJACENT TO THE FORMER OAKLAND ARMY BASE

WHEREAS, Section 706(4) of the Charter of the City of Oakland ("Charter") provides that the Board of Port Commissioners ("Port") has control and jurisdiction of that part of the City of Oakland defined as the Port Area; and

WHEREAS, Sections 706(4) and 725 of the Charter provide that with the approval of the City of Oakland, acting by and through its City Council ("City" or "City Council"), the Port may relinquish portions of the Port Area to the City, and that at the request of, or in accordance with and upon the recommendation of, the Port, the City Council by ordinance may enlarge or alter the Port Area; and

WHEREAS, Section 706(15) provides that whenever the Port determines that any lands owned by the City within its jurisdiction have become unnecessary for port purposes or harbor development, it may in its discretion transfer such lands to the City Council; and

WHEREAS, the City Council approved and authorized the negotiation and entrance into the July 8, 2003 Oakland Army Base Memorandum of Agreement with the Port, the Oakland Redevelopment Agency and the Oakland Base Reuse Authority regarding the conveyance and development of the former Oakland Army Base ("MOA") pursuant to certain specified terms and conditions; and

WHEREAS, on September 16, 2003, the City Council enacted Ordinance No. 12532, which altered the Port Area in accordance with the MOA; and

WHEREAS, in accordance with the MOA, the City and the Port are negotiating an agreement with the State Lands Commission to release the state's actual or potential public trust interest to certain areas of the former Army Base and impose the trust on others ("Exchange Agreement"); and to effectuate the Exchange Agreement, the City Council, by separate resolution, has approved and authorized amendments to the MOA to conform the MOA to the Exchange Agreement ("MOA Amendments"); and

WHEREAS, the MOA Amendments will make minor revisions to the Port Area alteration from that provided for in Ordinance No. 12532, will set forth the following

specified parcels of land at and adjacent to the former Army Base that are currently within the Port Area that will be owned and developed by the Redevelopment Agency ("City Parcels" and "Port Sliver Parcels") and will provide that, subject to conditions set forth in Section 4 of the Ordinance, the Port Area will be altered to exclude the City Parcels; and Port Sliver Parcels.

City Parcels:

- An approximately one hundred forty (140) -acre parcel of land generally west of Maritime Street and generally east of I-80 as more particularly described on Exhibit A, attached hereto and commonly referred to as the "West Maritime Property";
- An approximately one (1) -acre parcel of land generally north of West Grand Avenue as more particularly described on Exhibit A, attached hereto and commonly referred to as the "West Maritime Army Reserve Property";
- Five (5) parcels of land of approximately eight (8) acres adjacent to the former Army Base particularly described on Exhibit A, attached hereto and commonly referred to as "Caltrans Parcels Nos. 3, 3A, 4A, 7 and 7A"; and

Port Sliver Parcels:

- Two (2) parcels of land of approximately eleven (11) acres adjacent to the former Army Base particularly described on Exhibit A1, attached hereto and commonly referred to as the "Port Sliver Parcels"; and

WHEREAS, the MOA and MOA Amendments will further sets forth the following specified parcels of land at and adjacent to the former Army Base that are currently not within the Port Area that will be owned and developed by the Port ("Port Parcels") and will provide that, subject to conditions set forth in Section 4 of the Ordinance, the Port Area will be altered to include the Port Parcels :

- An approximate one hundred fifty (150) acre parcel of land east of Maritime Street at the former Army Base as more particularly described on Exhibit B, attached hereto and commonly referred to as the "East Maritime Property", or Parcel G and the "Knight Yard Property";
- Three (3) parcels of land of approximately nine (9) acres adjacent to the former Army Base as more particularly described on Exhibit B, attached hereto and commonly referred to as the "East Maritime Army Reserve Property";

- Four (4) parcels of land of approximately six (6) acres adjacent to the former Army Base as more particularly described on Exhibit B, attached hereto and commonly referred to as "Caltrans Parcels Nos. 1, 1A, 2 and 2A"; and

WHEREAS, the MOA and MOA Amendments will also set forth the following specified parcels of land at the former Army Base that are currently within the Port Area that will be owned and developed by the Redevelopment Agency after completion of the Port Fill Project, as defined in the MOA, and will provide that, subject to conditions set forth in Section 4 of the Ordinance, the Port Area will be altered to exclude the following property:

- Three (3) parcels of land of approximately two (2) acres at the former Army Base adjacent to the Berth 21 Submerged/Upland Property as more particularly described on Exhibit C, attached hereto and commonly referred to as the "West Maritime Submerged Property"; and

WHEREAS, it is the intention of the parties to repeal Ordinance No. 12532 and to alter the Port Area after the close of escrow of the Exchange Agreement and after certain conditions are met as specified in Section 4 of this Ordinance; and

WHEREAS, the Port has passed a Port Ordinance No. 3758 (August 5, 2003) and proposed an amendment thereto, finding that, subject to certain specified terms and conditions, the City Parcels, Port Sliver Parcels and West Maritime Submerged Parcels are no longer necessary for port purposes and requesting and recommending that the City Council by ordinance alter the Port Area by excluding these parcels from the Port Area (the "Port Ordinance"); and

WHEREAS, the Port, by passage of the Port Ordinance, has also requested, and recommended to, the City Council that the City Council by ordinance alter the Port Area to include the Port Parcels within the Port Area; and

WHEREAS, on July 31, 2002, the City Planning Commission, on behalf of the City of Oakland as the Lead Agency, certified the Oakland Army Base Area Redevelopment Plan Environmental Impact Report ("EIR") and subsequently filed a Notice of Determination; and

WHEREAS, the Redevelopment Agency, as a Responsible Agency, approved the EIR on October 29, 2002, and subsequently filed a Notice of Determination; and

WHEREAS, the requirements of the California Environmental Quality Act of 1970 ("CEQA") have been satisfied with the completion and certification of the EIR;

NOW, THEREFORE, THE COUNCIL OF THE CITY OF OAKLAND DOES ORDAIN AS FOLLOWS:

Section 1. City Ordinance No. 12532 (September 16, 2003) is hereby repealed.

Section 2. Pursuant to Sections 706(4) and 725 of the Charter, the City Council, subject to the terms and conditions set forth in Section 4 herein, hereby alters the Port Area to exclude the City Parcels, as depicted on Exhibit A, the Port Sliver Parcels, as depicted on Exhibit A1, and the West Maritime Submerged Parcels, as depicted on Exhibit C and, in the event the Port Sliver Parcels are transferred by the Port to the City Council in accordance with the MOA and MOA Amendments, the City Council accepts the Port's transfer of control of the Port Sliver Parcels to the City Council.

Section 3. Pursuant to Sections 706(4) and 725 of the Charter, the City Council, subject to the terms and conditions set forth in Section 4 herein, hereby alters the Port Area to include the Port Parcels, as depicted on Exhibit B.

Section 4. That the actions set forth in Sections 2 and 3 above are expressly *conditioned upon, and will not take effect until:*

(1) with respect to the Port Area alterations related to the City Parcels and Port Parcels, the earlier of the close of escrow of the Exchange Agreement or August 7, 2006;

(2) with respect to the Port Area alterations related to the Port Sliver Parcels, title is transferred per the terms of the MOA and MOA Amendments; and

(3) with respect to the Port Area boundary adjustments related to the West Maritime Submerged Properties, the Port makes its findings that the Port no longer has a need for such parcels for the construction of the Port Fill Project (as described in the MOA) and title has transferred.

Section 5. The City Administrator or her designee is hereby authorized to negotiate and execute documents and take whatever other action is necessary in order to implement the purpose of this Ordinance.

Section 6. The City of Oakland, as the Lead Agency, finds and determines, prior to taking action approving this Ordinance, that (a) this Ordinance complies with CEQA; (b) the City Council relies upon the previously certified EIR for this action; and (c) none of the requirements in CEQA Guidelines sections 15162 requiring further environmental review have occurred and thus no Subsequent or Supplemental EIR is required for this action.

Section 7. Staff is directed to cause to be filed a Notice of Determination with the appropriate agencies.

Section 8. The record before the City Council relating to this matter includes, without limitation, the following:

(1) The Final Reuse Plan and Redevelopment Plan, including all accompanying maps and papers;

(2) All final staff reports, final decision letters and other final documentation and information produced by or on behalf of the City, Agency and OBRA, including without limitation the Draft and Final EIR and supporting final technical studies and appendices, and all related/supporting final materials, and all final notices relating to the OARB Redevelopment EIR, Final Reuse Plan, Redevelopment Plan (and amendments), this action and attendant hearings;

(3) All oral and written evidence received by the City Council, City Planning Commission and OBRA during the public hearings on the OARB Redevelopment Plan EIR, Final Reuse Plan and Redevelopment Plan (and amendment), and this action, and all written evidence received by relevant City and OBRA Staff before and during said public hearings; and

(4) All matters of common knowledge and all official enactments and acts of the City and OBRA, such as (a) the General Plan; (b) Oakland Municipal Code, including, without limitation, the Oakland real estate regulations and Oakland Fire Code; (c) Oakland Planning Code; (d) other applicable City and OBRA policies and regulations, and (e) all applicable state and federal laws, rules and regulations, including those of the Bay Conservation and Development Commission.

Section 9. The custodians and locations of the documents or other materials which constitute the record of proceedings upon which the City's decision is based are respectively: (a) Community & Economic Development Agency, Planning & Zoning Division, 250 Frank H. Ogawa Plaza, 3rd floor, Oakland California.; (b) Community & Economic Development Agency, Base Reuse Unit, 250 Frank H. Ogawa Plaza, 3rd floor, Oakland California; and (c) Office of the City Clerk, 1 Frank H. Ogawa Plaza, 1st floor, Oakland, California.

Section 10. The recitals contained in this Ordinance are true and correct and are an integral part of the City Council decision.

Section 11. If any part of this Ordinance is held to be invalid for any reason, such decision shall not affect the validity of the remaining portion of this Ordinance,

and this Council hereby declares that it would have passed the remainder of this Ordinance if such invalid portion thereof had been deleted.

Section 12. Subject to the provisions of Section 4, this Ordinance shall be in full force and effect immediately upon its passage as provided by Section 216 of the City Charter, if adopted by at least six members of Council, or upon the seventh day after final adoption if adopted by fewer votes.

IN SESSION, OAKLAND, CALIFORNIA, ON MAY 16, 2006.

MAY 30 2006

PASSED BY THE FOLLOWING VOTE:

AYES – BRUNNER, KERNIGHAN, NADEL, QUAN, BROOKS, REID, CHANG AND PRESIDENT DE LA FUENTE — 8

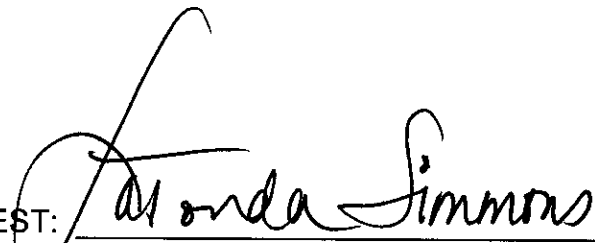
NOES - 0

ABSENT - 0

ABSTENTION - 0

Introduction Date:
MAY 16 2006

ATTEST:


LATONDA SIMMONS
City Clerk and Clerk of the Council of the City
of Oakland

- Exhibit A:** Legal Description of parcels referred to as the "City Parcel" currently within the Port Area that will be excluded from the Port Area and owned and developed by the Redevelopment Agency
- Exhibit A1:** Legal Description of the parcels currently within the Port Area known as the "Port Sliver Parcels" that, upon the City's election, will be excluded from the Port Area and owned and developed by the Redevelopment Agency
- Exhibit B:** Legal Description of parcels referred to as the "Port Parcels" not within the Port Area that will be included in the Port Area and owned and developed by the Port
- Exhibit C:** Legal Description of parcels currently within the Port Area referred to as the "West Maritime Submerged Properties" that, when no longer needed for the construction of the Port Fill Project, will be excluded from the Port Area and owned and developed by the Redevelopment Agency

EXHIBIT A

Schedule 1.1 (94)
Legal Description
West Maritime Property
Oakland Army Base

All that certain real property, in the City of Oakland, County of Alameda, State of California, described as follows:

Parcel 13

A portion of those Parcels of land described in that certain Indenture between the Southern Pacific Company and the United States of America, recorded April 23, 1941, in Book 4017 of Official Records, Page 485 in the Office of the Recorder of said Alameda County (hereinafter referred to as 4017 O.R. 485); A portion of the lands described in that certain Final Judgment as to Tract 5, United States of America vs. City of Oakland, State of California et al., Case No. 21930-L, District Court of the United States in and for the Northern District of California, Southern Division, recorded February 16, 1951 in Book 6361 of Official Records, Page 334 in the Office of the Recorder of said Alameda County (hereinafter referred to as 6361 O.R. 334); A portion of the lands described in that certain Final Judgment as to Tract 23, United States of America vs. City of Oakland, State of California et al., Case No. 21930-L, District Court of the United States in and for the Northern District of California, Southern Division, recorded January 11, 1950 in Book 5987 of Official Records, Page 319 in the Office of the Recorder of said Alameda County (hereinafter referred to as 5987 O.R. 319); And a portion of the lands described in that certain Final Judgment as to Interests of Defendant City of Oakland, A Municipal Corporation, United States of America vs. City of Oakland et al., Case No. 21758-L, Case No. 21930-L, Case No. 22084-L, District Court of the United States in and for the Northern District of California, Southern Division, recorded February 24, 1960, Reel 032, Image 660 of Official Records in the Office of the Recorder of said Alameda County (hereinafter referred to as Reel: 32, Image:660), all of which are more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Records of Surveys, at Pages 50-60, Alameda County Official Records;

Thence South 38°00'05" West, 989.35 feet to the eastern most corner of Parcel Seven as described in that certain Quitclaim Deed, recorded June 15, 1999 as Doc. No. 99-222447 of Official Records, in the Office of the Recorder of Alameda County (hereinafter referred to as Doc. 99-222447), being a point on the agreed upon location of the "Low Tide line of 1852" as described in City of Oakland Ordinance No. 3099 a certified copy of which was recorded on October 10, 1910 in Book 1837 of Deeds, Page 84, in the Office of the Recorder of Alameda

County (hereinafter referred to as 1837 Deeds 84), said point being marked by a pin set in concrete in a monument well, as shown on said Army Map;

Thence along said agreed upon location of the "Low Tide line of 1852" (1837 Deeds 84) North 41°00'50" East, 3829.19 feet to the **POINT OF BEGINNING** of Parcel 13 as herein described;

Thence departing from said agreed upon location of the "Low Tide line of 1852", North 48°48'07" West, 839.34 feet to a point on the generally southern line of Parcel 1, Tract 14 as described in said Final Judgment as to Interests of Defendant City of Oakland, A Municipal Corporation, United States of America vs. City of Oakland et al., Case No. 21758-L, Case No. 21930-L, Case No. 22084-L (Reel: 32, Image:660), being a point on the course described as "North 6°52'23" East, 936.49 feet" in the description of said Parcel 1;

Thence along the generally southern line of said Parcel 1 (Reel: 32, Image:660) the following two courses:

- 1) North 08°03'07" East, 385.68 feet to an angle point in said line;
- 2) South 86°48'30" West, 297.19 feet to a point on the back of concrete apron of the wharf structures at that portion of the Oakland Army Base commonly referred to as Pier 8;

Thence departing from said generally southern line of said Parcel 1 (Reel: 32, Image:660) along said back of concrete apron the following six courses:

- 1) North 08°04'29" East, 43.36 feet;
- 2) North 81°39'04" West, 63.48 feet;
- 3) North 21°23'43" East, 72.93 feet;
- 4) North 81°33'20" West, 154.14 feet;
- 5) North 07°35'55" East, 47.96 feet;
- 6) North 68°58'20" West, 412.08 feet to a point on a line that bears North 48°48'07" West from the **POINT OF BEGINNING**;

Thence North 48°48'07" West, 389.20 feet to a point that bears North 48°48'07" West, 2296.50 feet from the **POINT OF BEGINNING**;

Thence South 81°26'43" West, 354.67 feet;

Thence South 80°58'50" West, 241.56 feet;

Thence South 08°24'05" East, 40.51 feet;

Thence South 07°08'26" East, 42.27 feet to an angle point in the existing face of wharf located at the portion of the Oakland Army Base formerly known as Pier 8;

Thence along the existing face of wharf of said Pier 8 and Pier 7 the following eight courses:

- 1) South 81°35'04" West, 751.30 feet to an angle point in said face of wharf;
- 2) South 74°45'15" West, 80.05 feet to an angle point in said face of wharf;
- 3) South 61°28'19" West, 85.21 feet to an angle point in said face of wharf;
- 4) South 48°06'56" West, 79.89 feet to an angle point in said face of wharf;
- 5) South 41°20'07" West, 1332.88 feet to an angle point in said face of wharf;
- 6) North 48°42'09" West, 259.68 feet to an angle point in said face of wharf;
- 7) North 41°16'18" East, 124.89 feet to an angle point in said face of wharf;
- 8) North 48°38'16" West, 249.42 feet to a point in the existing westerly perimeter fence line of said Pier 7;

Thence northerly along the said westerly perimeter fence line of Pier 7, the following two courses:

- 1) North 20°41'10" West, 640.82 feet to an angle point in said fence line;
- 2) North 01°48'40" West, 114.71 feet to a point on the southerly line of Parcel "S" as described in that certain Indenture and Conveyance by and between the State of California acting by and through it's Department of Public Works and the California Toll Bridge Authority, and City of Oakland, acting by and through it's Board of Port Commissioners, recorded on February 17, 1942 in Book 4186 of Official Records, at Page 156 in the Office of the Recorder of Alameda County (hereinafter referred to as 4186 O.R. 156);

Thence along the southerly line of said Parcel "S" (4186 O.R. 156), the following two courses:

- 1) North 88°08'30" East, 291.86 feet;
- 2) North 81°36'26" East, 3747.00 feet to the western most corner of said lands described in Final Judgment as to Tract 5, United States of America vs. City of Oakland, State of California et al., Case No. 21930-L, (6361 O.R. 334);

Thence along the northerly line of said Tract 5, North 64°17'11" East 397.63 feet to the western most corner of said lands described in Final Judgment as to Tract 23, United States of America vs. City of Oakland, State of California et al., Case No. 21930-L (5987 O.R. 319) said corner being marked by a 1 1/2" brass disc with punch in the top of a concrete culvert as shown on said

Army Map;

Thence along the northern line of said Tract 23, North 71°46'34" East, 111.41 feet to the western most corner of Parcel 56444 as described in that certain Quitclaim Deed (I-880 Connector Corridor) recorded on February 13, 2002 as Document No. 2002072863 of Official Records in the Office of the Recorder of Alameda County (hereinafter referred to as Doc. 2002072863), being marked by a 1" iron pipe and CalTrans cap as shown on Record of Survey No. 1687, filed in Book 25 of Records of Surveys, Pages 58-69, Alameda County Official Records, being the beginning of a non-tangent curve concave southwesterly, having a radius of 1457.00 feet and a central angle of 9°28'45", from which beginning the radius point bears South 08°37'39" West;

Thence, along the generally southwestern line of said Parcel 56444, the following fifteen courses:

- 1) along said curve to the right, an arc distance of 241.05 feet to an angle point from which the radius point bears South 18°06'24" West;
- 2) South 63°07'59" East, 314.87 feet to a 1" iron pipe and CalTrans cap as shown on said Record of Survey No. 1687;
- 3) South 59°26'20" East, 388.09 feet to a 1" iron pipe and CalTrans cap as shown on said Record of Survey No. 1687;
- 4) South 54°38'31" East, 108.88 feet;
- 5) South 71°14'04" East, 214.96 feet;
- 6) South 68°12'53" East, 121.49 feet to a 1" iron pipe and CalTrans cap as shown on said Record of Survey No. 1687;
- 7) South 52°34'03" East, 57.26 feet to a 1" iron pipe and CalTrans cap as shown on said Record of Survey No. 1687;
- 8) South 26°23'46" West, 50.81 feet to a 1" iron pipe and CalTrans cap as shown on said Record of Survey No. 1687;
- 9) South 67°50'56" East, 108.73 feet to a 1" iron pipe and CalTrans cap as shown on said Record of Survey No. 1687;
- 10) North 40°50'20" East, 50.00 feet to a 1" iron pipe and CalTrans cap as shown on said Record of Survey No. 1687;
- 11) South 59°26'20" East, 469.79 feet to a 1" iron pipe and CalTrans cap as shown on said Record of Survey No. 1687;

12) South 64°31'30" East, 100.40 feet to a 1" iron pipe and CalTrans cap as shown on said Record of Survey No. 1687;

13) South 59°20'55" East, 161.93 feet to a 1" iron pipe and CalTrans cap as shown on said Record of Survey No. 1687, marking the beginning of a non-tangent curve concave southwesterly, having a radius of 926.00 feet and a central angle of 13°07'36", from which beginning the radius point bears South 31°52'38" West;

14) along said curve to the right, an arc distance of 212.15 feet to a 1" iron pipe and CalTrans cap as shown on said Record of Survey No. 1687 marking the beginning of a non-tangent curve concave southwesterly, having a radius of 926.00 feet and a central angle of 18°51'52", from which beginning the radius point bears South 47°51'29" West;

15) along said curve to the right' an arc distance of 304.88 feet to the beginning of a non-tangent curve concave northwesterly, having a radius of 599.96 feet and a central angle of 3°36'49", from which the radius point bears North 17°29'03" West;

Thence along said curve to the right, an arc distance of 37.84 feet;

Thence South 76°07'45" West, 555.85 feet to the beginning of a curve concave southeasterly, having a radius of 1739.00 feet and a central angle of 30°14'40";

Thence along said curve to the left, an arc distance of 917.96 feet;

Thence South 45°53'06" West, 550.21 feet to a point on a line that bears South 48°48'07" East from the **POINT OF BEGINNING**;

Thence North 48°48'07" West, 534.07 feet to the **POINT OF BEGINNING**, containing 5,660,129 square feet (129.939 acres), more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this legal description.

Parcel 14

A portion of the Parcels of land described in that certain Indenture between the Southern Pacific Company and the United States of America, recorded April 23, 1941, in Book 4017 of Official Records, Page 485 in the Office of the Recorder of said Alameda County (hereinafter referred to as 4017 O.R. 485); A portion of the lands described in that certain Final Judgment as to Tract 1 and as to Lack of Interests of Certain Persons as to Property Subject to the Above Action, United States of America vs. Santa Fe Land and Improvement Co., Southern Pacific Railroad Company et al., Case No. 23099-S, District Court of the United States in and for the Northern District of California, Southern Division, recorded October 22, 1951, in Book 6566 of Official Records, Page 301 in the Office of the Recorder of said Alameda County (hereinafter referred to as 6566 O.R. 301); A portion of the lands described in that certain Final Judgment as to Interests of Defendant City of Oakland, A Municipal Corporation, United States of America vs. City of Oakland et al., Case No. 21758-L, Case No. 21930-L, Case No. 22084-L, District Court of the

United States in and for the Northern District of California, Southern Division, recorded February 24, 1960, Reel 032, Image 660 of Official Records in the Office of the Recorder of said Alameda County (hereinafter referred to as Reel:032, Image:660); A portion of the lands described in that certain Final Judgment as to Tract 5, United States of America vs. City of Oakland, State of California et al., Case No. 21930-L, District Court of the United States in and for the Northern District of California, Southern Division, recorded February 16, 1951 in Book 6361 of Official Records, Page 334 in the Office of the Recorder of said Alameda County hereinafter referred to as 6361 O.R. 334); A portion of the lands described in that certain Final Judgment as to Parcel No. 6, United States of America vs. City of Oakland, State of California et al., Case No. 21930-L, District Court of the United States in and for the Northern District of California, Southern Division, recorded May 23, 1960, Reel 092, Image 111 of Official Records, in the Office of the Recorder of said Alameda County (hereinafter referred to as Reel:092, Image:111), all of which are more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Record of Surveys, at Pages 50-60, Alameda County Official Records;

Thence North 48°22'05" East, 5692.24 feet to the northern most corner of Parcel 1, Tract 1 as described in said Final Judgment as to Tract 1 and as to Lack of Interests of Certain Persons as to Property Subject to the Above Action, United States of America vs. Santa Fe Land and Improvement Co., Southern Pacific Railroad Company et al., Case No. 23099-S (6566 O.R. 301), said corner being the northwestern terminus of the course described as "North 71°40'17" West 585.40 feet" in the description of said Parcel 1, Tract 1 (6566 O.R. 301), and being marked by a 2 ½" brass disk with punch mark stamped "City of Oakland Survey Station 8NW9" as shown on Record of Survey No. 1705, filed in Book 26 of Record of Surveys, at Page 1, Alameda County Official Records;

Thence along the northwest line of said Parcel 1, Tract 1 (6566 O.R. 301) South 79°57'58" West, 9.41 feet to the beginning of a curve concave southwesterly, having a radius of 599.96 feet and a central angle of 20°37'16", from which the radius point bears South 36°18'10" West, being the **POINT OF BEGINNING** of Parcel 14 as herein described;

Thence along said curve to the right, an arc distance of 215.93 feet to a point on the generally northern line of Parcel A as described in an unrecorded "Transfer and Acceptance of Military Real Property" from the Military Traffic Management Command of the Oakland Army Base to the 63rd R.S.C., dated December 17, 1998, said Parcel A being commonly referred to as the "Subaru Lot" (said Parcel A being hereinafter referred to as the Subaru Lot);

Thence along said generally northern line of said Parcel A (the Subaru Lot) the following thirteen courses:

- 1) North 70°14'16" West, 59.22 feet to an angle point in said line, said point being marked by a 1 ½" brass disk with bolt stamped "LS 6379";
- 2) North 69°21'45" West, 49.64 feet to an angle point in said line, said point being marked by a 1 ½" brass disk with bolt stamped "LS 6379";
- 3) North 63°28'21" West, 40.88 feet to an angle point in said line, said point being marked by a ¾" brass tag in concrete stamped "LS 6379";
- 4) North 66°07'36" West, 44.94 feet to an angle point in said line, said point being marked by a 1 ½" brass disk with bolt stamped "LS 6379";
- 5) North 69°32'54" West, 44.74 feet to an angle point in said line, said point being marked by a 1 ½" brass disk with bolt stamped "LS 6379";
- 6) North 72°38'25" West, 67.85 feet to an angle point in said line, said point being marked by a 1 ½" brass disk with bolt stamped "LS 6379";
- 7) North 70°15'39" West, 49.25 feet to an angle point in said line, said point being marked by a 1" iron pipe with plug stamped "LS 6379";
- 8) South 80°41'00" West, 170.83 feet to an angle point in said line, said point being marked by a 1" iron pipe with plug stamped "LS 6379";
- 9) North 87°09'05" West, 415.50 feet to beginning of a curve concave southerly, having a radius of 299.98 feet and a central angle of 25°11'31", said beginning of curve being marked by a 1" iron pipe with plug stamped "LS 6379";
- 10) along said curve to the left, an arc distance of 131.90 feet;
- 11) South 67°39'24" West, 25.68 feet to the beginning of a curve concave southeasterly, having a radius of 199.99 feet and a central angle of 39°56'30", said beginning of curve being marked by a 1" iron pipe with plug and tack stamped "LS 6379";
- 12) along said curve to the left, an arc distance of 139.42 feet to the beginning of a compound curve concave easterly, having a radius of 20.00 feet and a central angle of 29°55'43", said beginning of curve being marked by a 1 ½" brass disk and spike stamped "LS 6379";
- 13) along said curve to the left, an arc distance of 10.45 feet to the intersection of said curve with the generally northeaster line of said Parcel 56444 (Doc. 2002072863), being a point on the course described as "South 65°41'47" East 135.08 feet" in the description of said Parcel 56444 (Doc. 2002072863);

Thence along said generally northeastern line of said Parcel 56444 (Doc. 2002072863) the following seven courses:

- 1) North 65°41'40" West, 109.04 feet to an angle point in said line;
- 2) North 49°47'18" West, 162.81 feet to an angle point in said line;
- 3) North 54°46'46" West, 103.19 feet to an angle point in said line, said angle point being marked by a 1" iron pipe and CalTrans cap as shown on Record of Survey No. 1687 filed in Book 25 of Records of Surveys, at Pages 58-69, Alameda County Official Records;
- 4) North 47°07'33" West, 55.66 feet to the beginning of a curve concave southwesterly, having a radius of 1160.00 feet and a central angle of 12°07'10", said beginning of curve being marked by a 1" iron pipe and CalTrans cap as shown on said Record of Survey No. 1687;
- 5) along said curve to the left, an arc distance of 245.37 feet to an angle point in said line from which the radius point bears South 30°45'17" West, said angle point being marked by a 1" iron pipe and CalTrans cap as shown on said Record of Survey No. 1687;
- 6) North 59°14'43" West, 262.30 feet to an angle point in said line, said angle point being marked by a 1" iron pipe and CalTrans cap as shown on said Record of Survey No. 1687;
- 7) North 57°29'34" West, 66.49 feet to a point on the generally northern line of "Parcel 3, Baldwin Yard" as shown on Record of Survey No. 1704, filed in Book 26 of Record of Surveys, at Page 65, Alameda County Official Records (hereinafter referred to as the Baldwin Yard), being the beginning of a non-tangent curve concave southerly, having a radius of 1252.80 feet and a central angle of 8°05'48", from which beginning the radius point bears South 08°32'47" East;

Thence departing from said generally northeastern line of said Parcel 56444 (Doc. 2002072863), along the said generally northern line of said Baldwin Yard, the following three courses:

- 1) along said curve to the right, an arc distance of 177.04 feet to the beginning of a non-tangent curve concave southerly having a radius of 3336.10 feet and a central angle of 19°16'27", from which the radius point bears South 00°34'42" East;
- 2) along said curve to the right, an arc distance of 1122.26 feet to an angle point in said line from which the radius point bears South 18°41'45" West;
- 3) South 71°17'43" East, 326.69 feet to an angle point in said line;

Thence departing from said generally northern line, South 70°28'52" East, 223.98 feet to a point on the northwest line of Parcel 2, Tract 14 as described in said Final Judgment as to Interests of Defendant City of Oakland, A Municipal Corporation, United States of America vs. City of Oakland et al., Case No. 21758-L, Case No. 21930-L, Case No. 22084-L (Reel: 32, Image:660) also being the northwest line of former 34th Street (now Wake Avenue);

Thence along said northwest line of said Parcel 2, Tract 14 (Reel: 32, Image:660), North 79°57'58" East, 36.10 feet to the eastern most corner of said lands described in said Final Judgment as to Parcel No. 6, United States of America vs. City of Oakland, State of California, et al., Case No. 21930-L (Reel: 92, Image: 111);

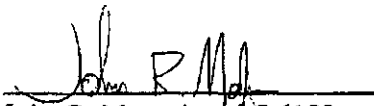
Thence departing from said northwest line of said Parcel 2, Tract 14 (Reel: 32, Image:660), South 13°11'35" East, 60.09 feet to a point on the southeast line of said Parcel 2, Tract 14, also being the southwest line of former 34th Street (now Wake Avenue);

Thence along said southeast line of said Parcel 2, Tract 14 (Reel: 32, Image:660), North 79°57'58" East, 2.13 feet to the **POINT OF BEGINNING**, containing 503,500 square feet (11.559 acres), more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this legal description.

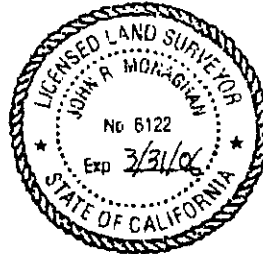
Bearings and distances called for herein are based upon the California Coordinate System, Zone III, North American Datum of 1983 (1986 values) as shown upon that certain map entitled Record of Survey 990, filed in Book 18 of Record of Surveys, Pages 50-60, Alameda County Records unless otherwise indicated. To obtain ground level distances, multiply distances called for herein by 1.0000705.

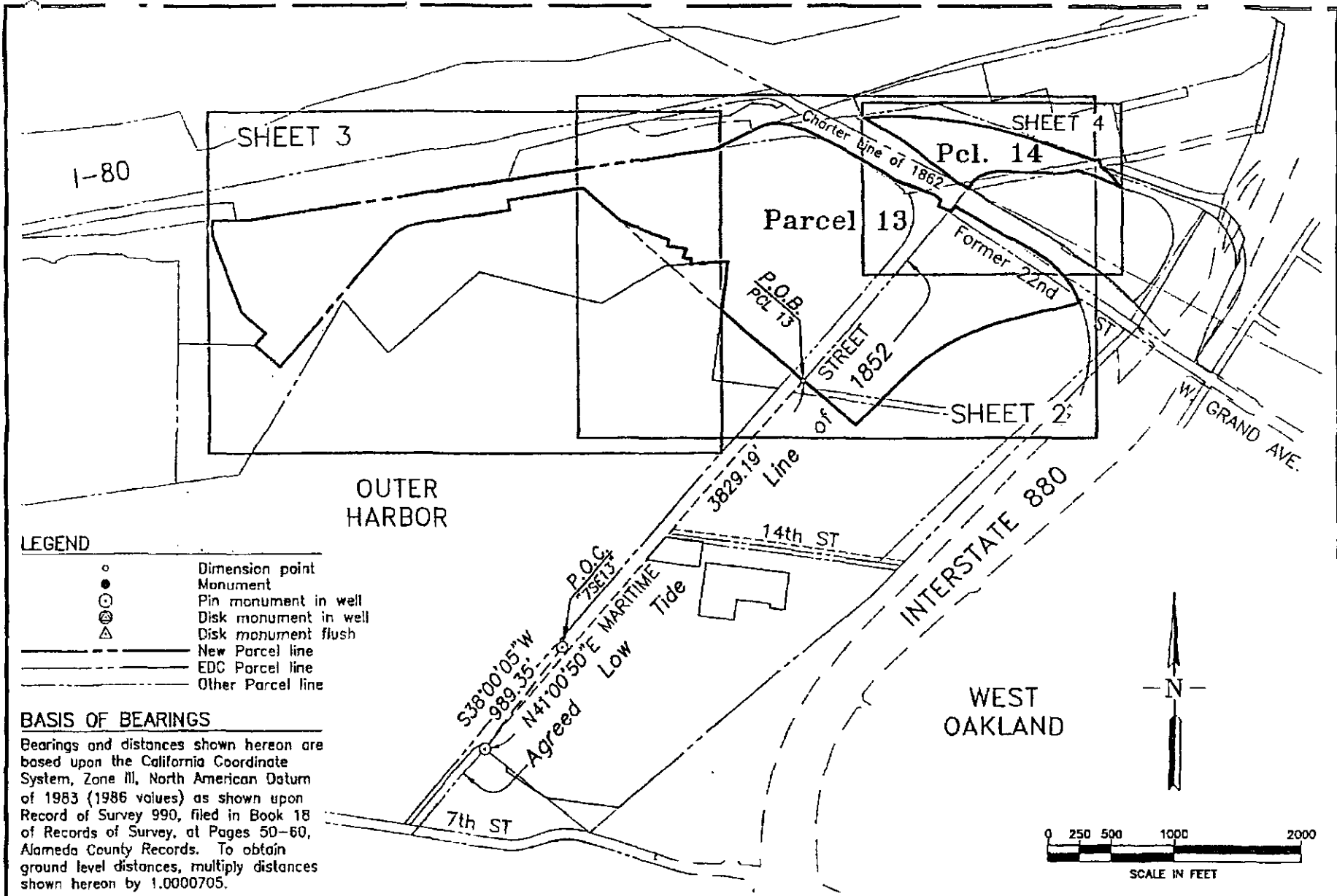
End of Description

I hereby state that this description and its accompanying plat were prepared by me, or under my direction, in July 2003.


John R. Monaghan, LS 6122
License Expires: 03/31/06

7/15/03
Date



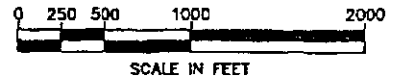
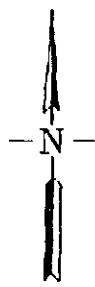


LEGEND

- Dimension point
- Monument
- ⊙ Pin monument in well
- ⊗ Disk monument in well
- ⊕ Disk monument flush
- New Parcel line
- - - EDC Parcel line
- · · Other Parcel line

BASIS OF BEARINGS

Bearings and distances shown hereon are based upon the California Coordinate System, Zone III, North American Datum of 1983 (1986 values) as shown upon Record of Survey 990, filed in Book 18 of Records of Survey, at Pages 50-60, Alameda County Records. To obtain ground level distances, multiply distances shown hereon by 1.0000705.



PORT OF OAKLAND
 LAND SURVEYS AND MAPPING
 530 Water Street
 Oakland, California

SCHEDULE 1.1 (94)
 PLAT TO ACCOMPANY LEGAL DESCRIPTION
 WEST MARITIME PROPERTY
 OAKLAND ARMY BASE

DRAWN BY: DAM	Field Bk:
CHECKED BY: JRM	Wrk. Ord: 104471
SCALE: 1" = 1000'	Data File:
DATE: 7/15/2003	Revision:
SHEET 1 OF 4	Rev. date:
ATTACHMENTS:	
FILE LOC.> WEST-MARITIME.DWG (1)	

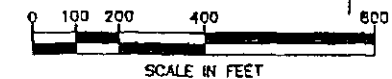
CURVE TABLE			
CURVE	DELTA	RADIUS	LENGTH
C1	9°28'45"	1457.00'	241.05'
C2	13°07'36"	926.00'	212.15'
C3	18°51'52"	926.00'	304.88'
C4	3°36'49"	599.96'	37.84'

RADIAL TABLE	
RADIAL	BEARING
R1	S45°00'14"W
R2	S47°51'29"W
R3	S66°43'21"W
R4	N17°29'03"W

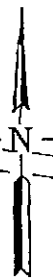
Parcel 14
SEE SHEET 4

Parcel 13
5,660,129 Sq. Ft.
(129.939 Ac.)
MEASURED IN GROUND DISTANCES

LINE TABLE		
LINE	BEARING	DISTANCE
L18	N64°17'11"E	397.63'
L19	N71°46'34"E	111.41'
L20	S63°07'59"E	314.87'
L21	S59°26'20"E	388.09'
L22	S54°38'31"E	108.88'
L23	S71°14'04"E	214.96'
L24	S68°12'53"E	121.49'
L25	S52°34'03"E	57.26'
L26	S26°23'46"W	50.81'
L27	S67°50'56"E	108.73'
L28	N40°50'20"E	50.00'
L29	S59°26'20"E	469.79'
L30	S64°31'30"E	100.40'
L31	S59°20'55"E	161.93'



LINE TABLE		
LINE	BEARING	DISTANCE
L1	N86°48'30"E	297.19'
L2	N08°04'29"E	43.36'
L3	N81°39'04"W	63.48'
L4	N21°23'43"E	72.93'
L5	N81°33'20"W	154.14'
L6	N07°35'55"E	47.96'



PORT OF OAKLAND

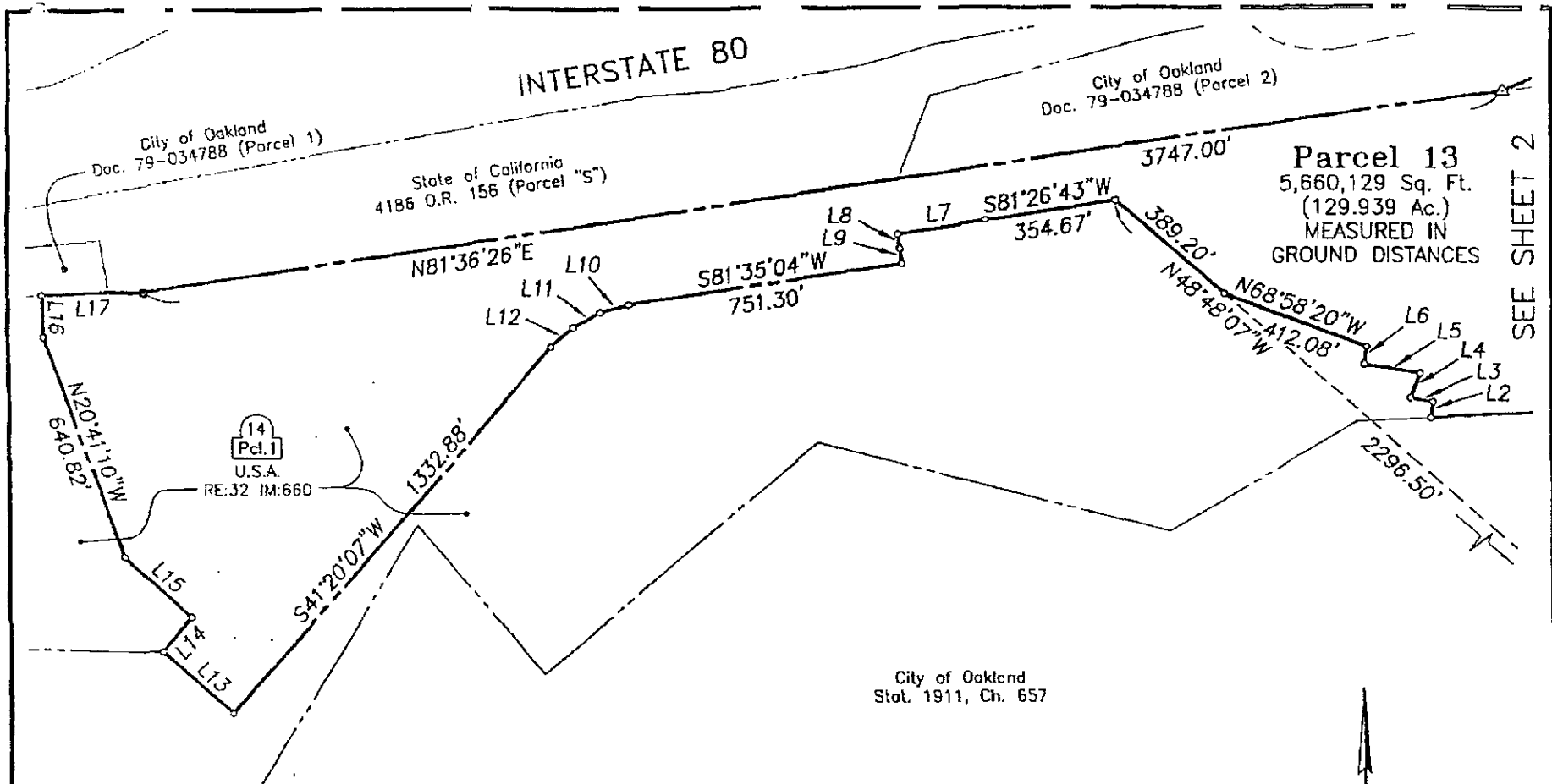


LAND SURVEYS AND MAPPING
530 Water Street
Oakland, California



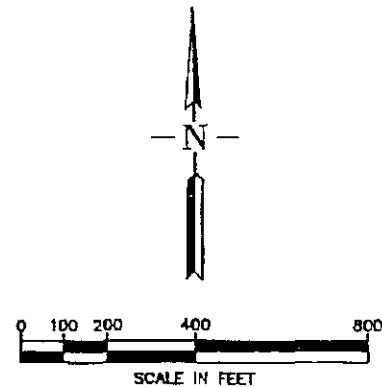
SCHEDULE 1.1 (94)
PLAT TO ACCOMPANY LEGAL DESCRIPTION
WEST MARITIME PROPERTY
OAKLAND ARMY BASE

DRAWN BY: DAM	Field Bk:
CHECKED BY: JRM	Wk. Ord: 104471
SCALE: 1" = 400'	Data File:
DATE: 7/15/2003	Revision:
SHEET 2 OF 4	Rev. date:
ATTACHMENTS:	
FILE LOC: WEST-MARITIME.DWG (2)	



LINE TABLE		
LINE	BEARING	DISTANCE
L2	N08°04'29"E	43.36'
L3	N81°39'04"W	63.48'
L4	N21°23'43"E	72.93'
L5	N81°33'20"W	154.14'
L6	N07°35'55"E	47.96'
L7	S80°58'50"W	241.56'
L8	S08°24'05"E	40.51'
L9	S07°08'26"E	42.27'

LINE TABLE		
LINE	BEARING	DISTANCE
L10	S74°45'15"W	80.05'
L11	S61°28'19"W	85.21'
L12	S48°06'56"W	79.89'
L13	N48°42'09"W	259.68'
L14	N41°16'18"E	124.89'
L15	N48°38'16"W	249.42'
L16	N01°48'40"W	114.71'
L17	N88°08'30"E	291.86'



PORT OF OAKLAND

LAND SURVEYS AND MAPPING



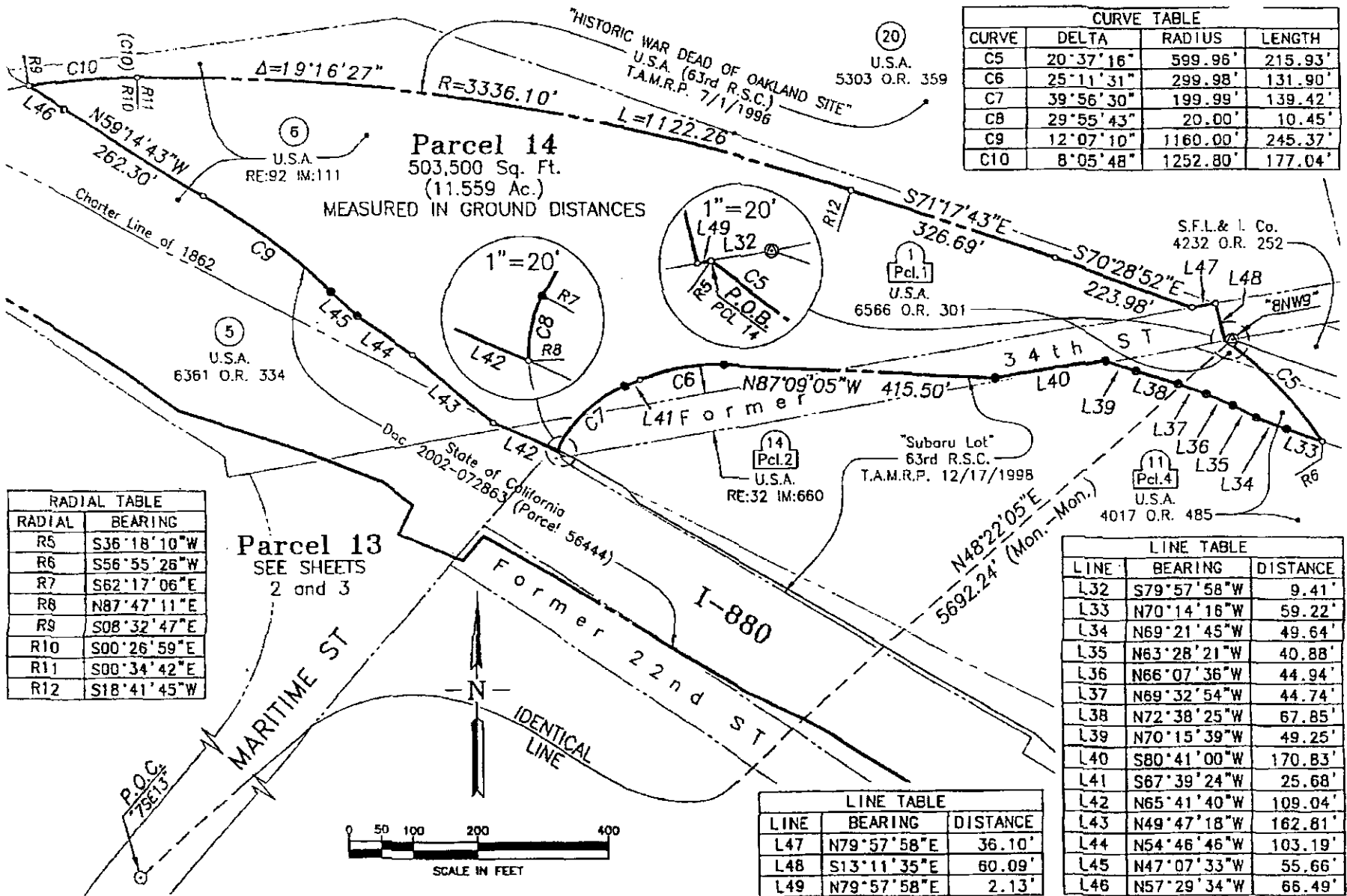
530 Water Street
Oakland, California



SCHEDULE 1.1 (94)
PLAT TO ACCOMPANY LEGAL DESCRIPTION
WEST MARITIME PROPERTY
OAKLAND ARMY BASE

DRAWN BY: DAM	Field Bk:
CHECKED BY: JRM	Wrk. Ord: 104471
SCALE: 1" = 400'	Data File:
DATE: 7/15/2003	Revision:
SHEET 3 OF 4	Rev. date:
ATTACHMENTS:	
FILE LOC.: WEST-MARITIME.DWG (3)	

CURVE TABLE			
CURVE	DELTA	RADIUS	LENGTH
C5	20°37'16"	599.96'	215.93'
C6	25°11'31"	299.98'	131.90'
C7	39°56'30"	199.99'	139.42'
C8	29°55'43"	20.00'	10.45'
C9	12°07'10"	1160.00'	245.37'
C10	8°05'48"	1252.80'	177.04'



PORT OF OAKLAND

LAND SURVEYS AND MAPPING



530 Water Street
Oakland, California



SCHEDULE 1.1 (94)
PLAT TO ACCOMPANY LEGAL DESCRIPTION
WEST MARITIME PROPERTY
OAKLAND ARMY BASE

DRAWN BY: DAM	Field Bk:
CHECKED BY: JRM	Wrk. Ord: 104471
SCALE: 1" = 200'	Date File:
DATE: 7/15/2003	Revision:
SHEET 4 OF 4	Rev. date:
ATTACHMENTS:	
FILE LOC.: WEST-MARITIME.DWG (4)	

Schedule 1.1 (92)
Legal Description
West Maritime Army Reserve Property
Oakland Army Base

All that certain real property, in the City of Oakland, County of Alameda, State of California, described as follows:

Parcel 15B

A portion of the Parcels of land described in that certain Indenture between the Southern Pacific Company and the United States of America, recorded April 23, 1941, in Book 4017 of Official Records, Page 485 in the Office of the Recorder of said Alameda County (hereinafter referred to as 4017 O.R. 485); A portion of the lands described in that certain Final Judgment as to Interests of Defendant City of Oakland, A Municipal Corporation, United States of America vs. City of Oakland, et al., Case No. 21758-L, Case No. 21930-L, Case No. 22084-L, District Court of the United States in and for the Northern District of California, Southern Division, recorded February 24, 1960, Reel 032, Image 660 of Official Records in the Office of the Recorder of said Alameda County (hereinafter referred to as Reel: 32, Image:660); A portion of the lands described in that certain Final Judgment as to Parcel No. 6, United States of America vs. City of Oakland, State of California, et al., Case No. 21930-L, District Court of the United States in and for the Northern District of California, Southern Division, recorded May 23, 1960, Reel 092, Image 111 of Official Records, in the Office of the Recorder of said Alameda County (hereinafter referred to as Reel:092, Image:111), all of which are more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument also being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Records of Surveys, at Pages 50-60, Alameda County Official Records;

Thence North 48°22'05" East, 5692.24 feet to the northern most corner of Parcel 1, Tract 1 as described in said Final Judgment as to Tract 1 and as to Lack of Interests of Certain Persons as to Property Subject to the Above Action, United States of America vs. Santa Fe Land and Improvement Co., Southern Pacific Railroad Company, et al., Case No. 23099-S, District Court of the United States in and for the Northern District of California, Southern Division, recorded October 22, 1951 in Book 6566 of Official Records, Page 301 in the Office of the Recorder of said Alameda County (hereinafter referred to as 6566 O.R. 301), said corner being the northwest terminus of the course described as "North 71°40'17" West 585.40 feet" in the description of said Parcel 1, Tract 1 (6566 O.R. 301), said corner being marked by a 2 1/2" brass disk with punch mark stamped "City of Oakland Survey Station 8NW9" as shown on Record of Survey No. 1705, filed in Book 26 of Records of Surveys, at Page 1, Alameda County Official Records;

Thence South $57^{\circ}59'13''$ East, 432.18 feet to a point on the generally northeastern line of Parcel A as described in an unrecorded "Transfer and Acceptance of Military Real Property" from the Military Traffic Management Command of the Oakland Army Base to the 63rd R.S.C., dated December 17, 1998, said Parcel A being commonly referred to as the "Subaru Lot" (said Parcel A will hereinafter be referred to as the Subaru Lot), being a point on the course described as "South $71^{\circ}25'25''$ East, 87.02 feet" in the description of said Parcel A (the Subaru Lot), said point being the beginning of a non-tangent curve concave southwesterly, having a radius of 444.22 feet and a central angle of $25^{\circ}38'05''$, from which the radius point bears South $57^{\circ}14'39''$ West, and being the **POINT OF BEGINNING** of Parcel 15B as herein described;

Thence departing from said northeastern line of said Parcel A (the Subaru Lot) along said curve to the right, an arc distance of 198.75 feet to the beginning of a compound curve concave westerly, having a radius of 426.09 feet and a central angle of $41^{\circ}30'48''$;

Thence along said curve to the right, an arc distance of 308.72 feet to the beginning of a compound curve concave northwesterly, having a radius of 906.45 feet and a central angle of $4^{\circ}28'14''$;

Thence along said curve to the right, an arc distance of 70.73 feet to the beginning of a compound curve concave northwesterly, having a radius of 302.83 feet and a central angle of $16^{\circ}33'59''$;

Thence along said curve to the right, an arc distance of 87.56 feet to an angle point from which the radius point bears North $34^{\circ}34'15''$ West, being the beginning of a non-tangent curve concave northwesterly having a radius of 1542.01 feet and a central angle of $6^{\circ}28'40''$, from which beginning the radius point bears North $37^{\circ}30'42''$ West;

Thence along said curve to the right, an arc distance of 174.33 feet to a point on the generally northeastern line of Parcel 56444 as described in that certain Quitclaim Deed, recorded on February 13, 2002 as Document No. 2002-072863 of Official Records, in the Office of the Recorder of Alameda County (hereinafter referred to as Doc. 2002-072863), said point being an angle point from which the radius point bears North $31^{\circ}02'02''$ West, and also being the beginning of a non-tangent curve concave southwesterly, having a radius of 1647.00 feet and a central angle of $2^{\circ}40'12''$, from which beginning the radius point bears South $40^{\circ}40'27''$ West;

Thence along the generally northeastern line of said Parcel 56444 (Doc. 2002-072863) the following eight courses:

1) along said curve to the left, an arc distance of 76.75 feet to an angle point from which the radius point bears South $38^{\circ}00'16''$ West, being the beginning of a non-tangent curve concave southwesterly, having a radius of 1647.00 feet and a central angle of $7^{\circ}24'24''$, from which beginning the radius point bears South $39^{\circ}39'54''$ West;

2) along said curve to the left, an arc distance of 212.91 feet to a point of tangency;

- 3) North 57°44'30" West, 113.40 feet to an angle point;
- 4) North 49°58'48" West, 124.70 feet to an angle point;
- 5) North 59°26'20" West, 696.99 feet to an angle point;
- 6) North 38°53'13" West, 28.48 feet to an angle point;
- 7) North 59°26'21" West, 95.01 feet to an angle point;
- 8) North 65°41'40" West, 26.04 feet to a point on the generally northwestern line of said Parcel A (the Subaru Lot), said point being the beginning of a non-tangent curve concave easterly, having a radius of 20.00 feet and a central angle of 29°55'43", from which beginning the radius point bears North 87°47'11" East;

Thence along the northwestern, northern and northeastern lines of said Parcel A (the Subaru Lot) the following sixteen courses:

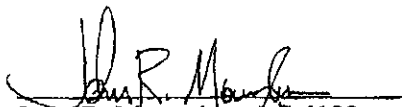
- 1) along said curve to the right, an arc distance of 10.45 feet to the beginning of a compound curve concave southeasterly, having a radius of 199.99 feet and a central angle of 39°56'30", said point of compound curvature being marked by a 1 ½" brass disk and spike stamped "LS 6379";
- 2) along said curve to the right, an arc distance of 139.42 feet to a point of tangency marked by a 1" iron pipe with plug and tack stamped "LS 6379";
- 3) North 67°39'24" East, 25.68 feet to the beginning of a curve concave southerly, having a radius of 299.98 feet and a central angle of 25°11'31";
- 4) along said curve to the right, an arc distance of 131.90 feet to a point of tangency marked by a 1" iron pipe with plug stamped "LS 6379";
- 5) South 87°09'05" East, 415.50 feet to an angle point in said line, said point being marked by a 1" iron pipe with plug stamped "LS 6379";
- 6) North 80°41'00" East, 170.83 feet to an angle point in said line, said point being marked by a 1" iron pipe with plug stamped "LS 6379";
- 7) South 70°15'39" East, 49.25 feet to an angle point in said line, said point being marked by a 1 ½" brass disk with bolt stamped "LS 6379";
- 8) South 72°38'25" East, 67.85 feet to an angle point in said line, said point being marked by a 1 ½" brass disk with bolt stamped "LS 6379";
- 9) South 69°32'54" East, 44.74 feet to an angle point in said line, said point being marked by a 1 ½" brass disk with bolt stamped "LS 6379";

- 10) South 66°07'36" East, 44.94 feet to an angle point in said line, said point being marked by a ¼" brass tag in concrete stamped "LS 6379";
- 11) South 63°28'21" East, 40.88 feet to an angle point in said line, said point being marked by a 1 ½" brass disk with bolt stamped "LS 6379";
- 12) South 69°21'45" East, 49.64 feet to an angle point in said line, said point being marked by a 1 ½" brass disk with bolt stamped "LS 6379";
- 13) South 70°14'16" East, 101.26 feet to an angle point in said line, said point being marked by a 1 ½" brass disk with bolt stamped "LS 6379";
- 14) South 71°46'24" East, 32.44 feet to an angle point in said line, said point being marked by a 1 ½" brass disk with bolt stamped "LS 6379";
- 15) South 74°35'56" East, 103.17 feet to an angle point in said line, said point being marked by a 1 ½" brass disk with bolt stamped "LS 6379";
- 16) South 71°25'40" East, 61.59 feet to the **POINT OF BEGINNING**, containing 719,497 square feet (16.517 acres), more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this Legal Description.

Bearings and distances called for herein are based upon the California Coordinate System, Zone III, North American Datum of 1983 (1986 values) as shown upon that certain map entitled Record of Survey 990, filed in Book 18 of Record of Surveys, Pages 50-60, Alameda County Records unless otherwise indicated. To obtain ground level distances, multiply distances called for herein by 1.0000705.

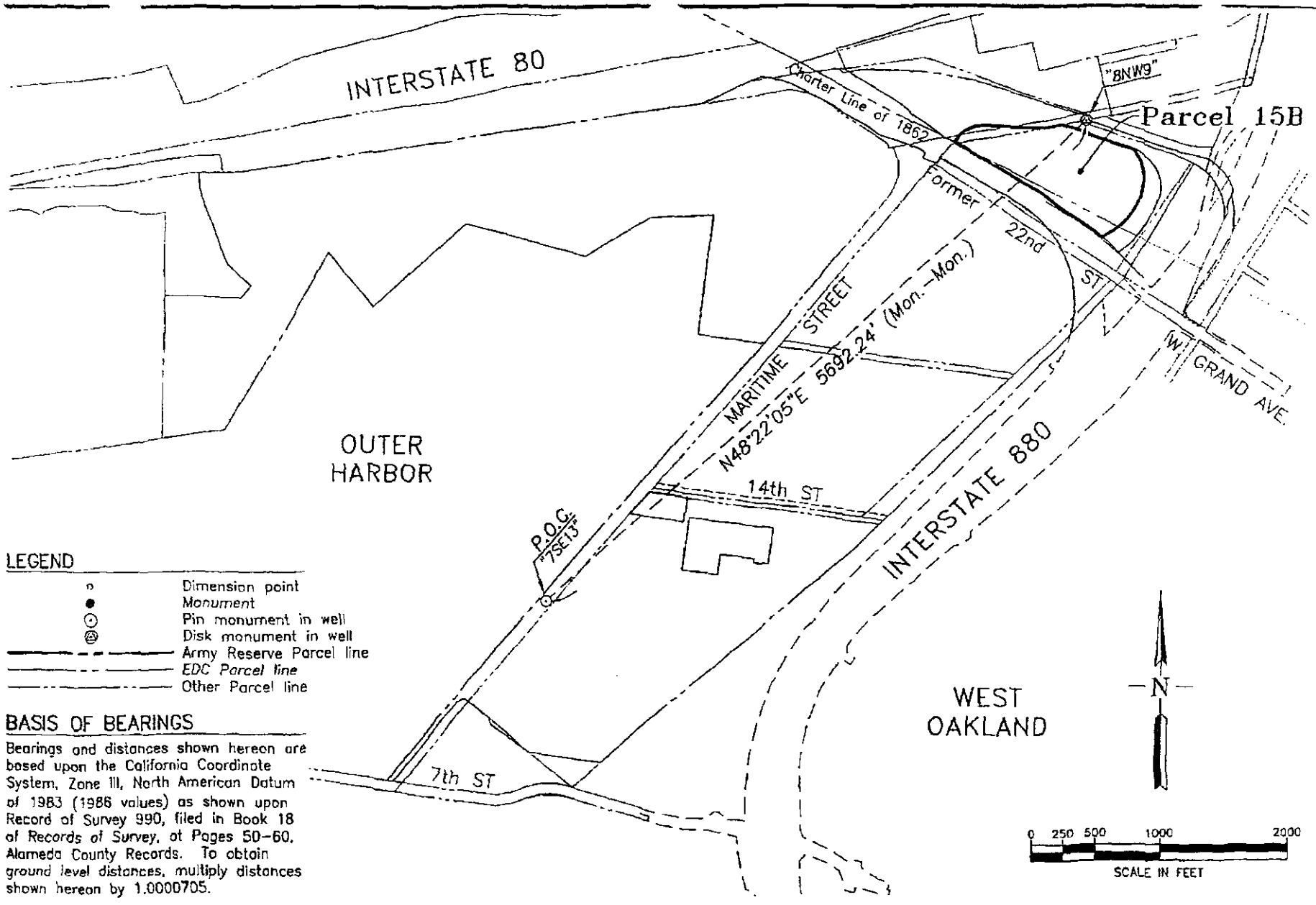
End of Description

I hereby state that this description and its accompanying plat were prepared by me, or under my direction, in October 2003.


 John R. Monaghan, LS 6122
 License Expires: 03/31/06

10/15/03
 Date



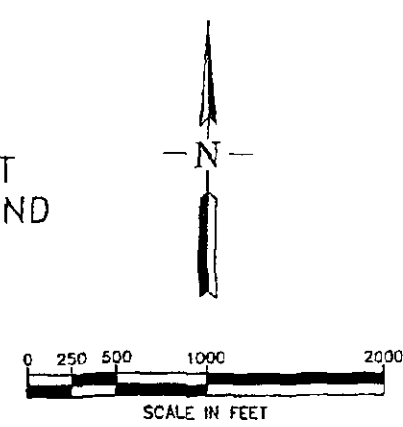


LEGEND

- o Dimension point
- Monument
- ⊙ Pin monument in well
- ⊗ Disk monument in well
- Army Reserve Parcel line
- EDC Parcel line
- Other Parcel line

BASIS OF BEARINGS

Bearings and distances shown hereon are based upon the California Coordinate System, Zone III, North American Datum of 1983 (1986 values) as shown upon Record of Survey 990, filed in Book 18 of Records of Survey, at Pages 50-60, Alameda County Records. To obtain ground level distances, multiply distances shown hereon by 1.0000705.



PORT OF OAKLAND

LAND SURVEYS AND MAPPING

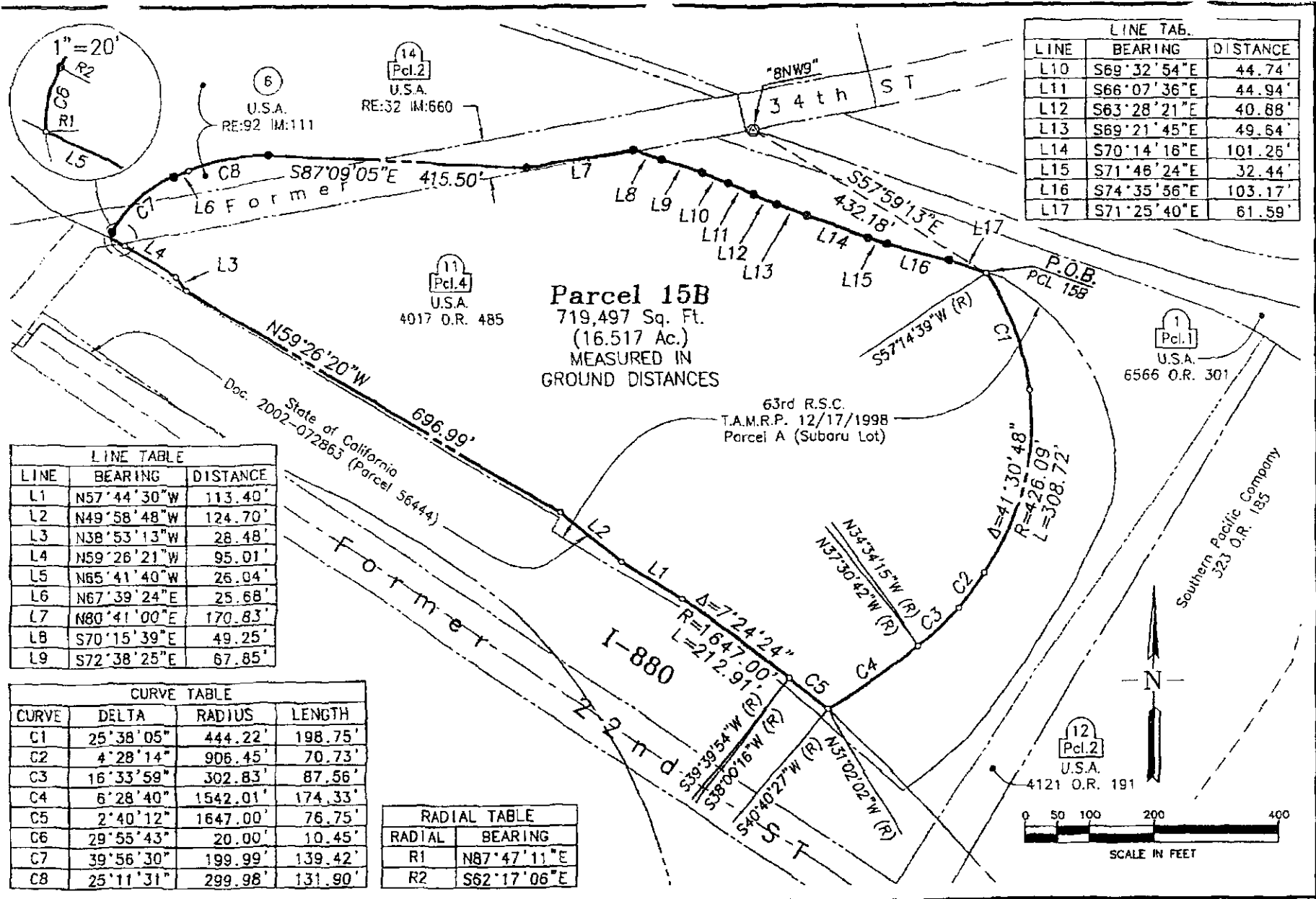


530 Water Street
Oakland, California



SCHEDULE 1.1 (92)
PLAT TO ACCOMPANY LEGAL DESCRIPTION
WEST MARITIME ARMY RESERVE PROPERTY
OAKLAND ARMY BASE

DRAWN BY: DAM	Field Bk:
CHECKED BY: JRM	Wrk. Ord: 104471
SCALE: 1" = 1000'	Data File:
DATE: 7/15/2003	Revision: 1
SHEET 1 OF 2	Rev. date: 10/9/03
ATTACHMENTS:	
FILE LOC.: WEST-MARITIME-AR_R1.DWG (1)	



LINE	BEARING	DISTANCE
L10	S69°32'54"E	44.74'
L11	S66°07'36"E	44.94'
L12	S63°28'21"E	40.88'
L13	S69°21'45"E	49.64'
L14	S70°14'16"E	101.26'
L15	S71°46'24"E	32.44'
L16	S74°35'56"E	103.17'
L17	S71°25'40"E	61.59'

LINE	BEARING	DISTANCE
L1	N57°44'30"W	113.40'
L2	N49°58'48"W	124.70'
L3	N38°53'13"W	28.48'
L4	N59°26'21"W	95.01'
L5	N65°41'40"W	26.04'
L6	N67°39'24"E	25.68'
L7	N80°41'00"E	170.83'
L8	S70°15'39"E	49.25'
L9	S72°38'25"E	67.85'

CURVE	DELTA	RADIUS	LENGTH
C1	25°38'05"	444.22'	198.75'
C2	4°28'14"	906.45'	70.73'
C3	16°33'59"	302.83'	87.56'
C4	6°28'40"	1542.01'	174.33'
C5	2°40'12"	1647.00'	76.75'
C6	29°55'43"	20.00'	10.45'
C7	39°56'30"	199.99'	139.42'
C8	25°11'31"	299.98'	131.90'

RADIAL	BEARING
R1	N87°47'11"E
R2	S62°17'06"E

PORT OF OAKLAND
 LAND SURVEYS AND MAPPING
 530 Water Street
 Oakland, California

SCHEDULE 1.1 (92)
 PLAT TO ACCOMPANY LEGAL DESCRIPTION
 WEST MARITIME ARMY RESERVE PROPERTY
 OAKLAND ARMY BASE

DRAWN BY: DAM	Field Bk:
CHECKED BY: JRM	Wrk. Ord: 104471
SCALE: 1" = 200'	Data File:
DATE: 7/15/2003	Revision: 1
SHEET 2 OF 2	Rev. date: 10/9/03
ATTACHMENTS:	
FILE LOC.: WEST-MARITIME-AR_R1.DWG (2)	

Exhibit "A"
Legal Description

All that certain real property situated in the City of Oakland, County of Alameda, State of California, described as follows:

CalTrans Parcel 3

A portion of those Parcels of land described in that certain Indenture between the Southern Pacific Company and the United States of America, recorded April 23, 1941, in Book 4017 of Official Records, Page 485 in the Office of the Recorder of said Alameda County (hereinafter referred to as 4017 O.R. 485), more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Record of Surveys, at Pages 50-60, Alameda County Official Records;

Thence North 51°20'10" East, 5031.97 feet to an angle point in the generally southwestern line of Parcel A described in an unrecorded "Transfer and Acceptance of Military Real Property" from the Military Traffic Management Command of the Oakland Army Base to the 63rd R.S.C., dated December 17, 1998, said Parcel A being commonly referred to as the "Subaru Lot" (hereinafter referred to as the Subaru Lot), being the southwest terminus of the course described as "North 31°27'40" East, 25.13 feet" in the description of said Parcel A, said angle point being marked by a 1" iron pipe with plug stamped "LS 6379", and being the POINT OF BEGINNING of CalTrans Parcel 3 as herein described;

Thence along the generally southwestern line of said Parcel A (the Subaru Lot) the following two courses:

- 1) South 58°32'40" East, 210.48 feet to the beginning of a curve concave southwesterly, having a radius of 1569.89 feet and a central angle of 9°36'01", said beginning being marked by a 1" iron pipe with plug stamped "LS 6379";
- 2) along said curve to the right, an arc distance of 263.04 feet to the point of a cusp, from which the radius point bears South 41°03'21" West, said point being the beginning of a non-tangent curve concave northwesterly, having a radius of 599.96 feet and a central angle of 28°21'33", from which beginning the radius point bears North 45°50'36" West;

Thence along said curve to the right, an arc distance of 296.96 feet to a point on the generally southwestern line of Parcel 56444 described in that certain Quitclaim Deed, recorded on February 13, 2002 as Document No. 2002-072863 of Official Records, in the Office of the Recorder of Alameda County (hereinafter referred to as Doc. 2002-072863), from which the

radius point bears North 17°29'03" West, said point being the beginning of a non-tangent curve concave southwesterly, having a radius of 926.00 feet and a central angle of 18°51'50", from which beginning the radius point bears South 66°43'19" West;

Thence along said generally southwestern line of said Parcel 56444 the following two courses:

1) along said curve to the left, an arc distance of 304.88 feet to a point from which the radius point bears South 47°51'29" West, being the beginning of a non-tangent curve concave southwesterly, having a radius of 926.00 feet and a central angle of 8°51'56", from which beginning the radius point bears South 45°00'14" West, being marked by a P-K nail and CalTrans washer as shown on Record of Survey 1687, filed on August 7, 2000 in Book 25 of Records of Surveys at Pages 58-69, Alameda County Official Records (hereinafter referred to as 25 R/S 58);

2) along said curve to the left, an arc distance of 143.28 feet;

Thence departing from said generally southwestern line of said Parcel 56444, North 30°38'42" East, 153.37 feet to a point on the generally southwestern line of said Parcel A (the Subaru Lot);

Thence along said southwestern line of said Parcel A the following two courses:

1) South 59°17'00" East, 77.28 feet to an angle point marked by a cotton spike and washer stamped "LS 6371";

2) South 31°27'25" West, 25.13 feet to the POINT OF BEGINNING, containing 100,678 square feet (2.311 acres), more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this legal description.

CalTrans Parcel 3A

A portion of Parcel No. 4 described in that certain Indenture between the Southern Pacific Company and the United States of America, recorded April 23, 1941, in Book 4017 of Official Records at Page 485 in the Office of the Recorder of said Alameda County (hereinafter referred to as 4017 O.R. 485), being a portion of the lands commonly referred to as the "Subaru Lot" and described as Parcel A in an unrecorded "Transfer and Acceptance of Military Real Property" from the Military Traffic Command of the Oakland Army Base to the 63rd R.S.C., dated December 17, 1998, and being more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsby & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Record of Surveys, at Pages 50-60, Alameda County Official Records;

Thence North $51^{\circ}20'10''$ East, 5031.97 feet to an angle point in the generally southwestern line of said Parcel A described in said unrecorded "Transfer and Acceptance of Military Real Property" from the Military Traffic Management Command of the Oakland Army Base to the 63rd R.S.C., dated December 17, 1998, said Parcel A being commonly referred to as the "Subaru Lot" (hereinafter referred to as the Subaru Lot), being the southwest terminus of the course described as "North $31^{\circ}27'40''$ East, 25.13 feet" in the description of said Parcel A (the Subaru Lot), said angle point being marked by a 1" iron pipe with plug stamped "LS 6379", and being the POINT OF BEGINNING of CalTrans Parcel 3A as herein described;

Thence along the generally southwestern line of said Parcel A (the Subaru Lot) the following two courses:

- 1) North $31^{\circ}27'25''$ East, 25.13 feet to an angle point marked by a 1" iron pipe with plug stamped "LS 6379";
- 2) North $59^{\circ}17'00''$ West, 77.28 feet;

Thence departing from said generally southwestern line of said Parcel A (the Subaru Lot), North $30^{\circ}38'42''$ East, 8.12 feet to the generally northeastern line of Parcel 56444 described in that certain Quitclaim Deed, recorded on February 13, 2002 as Document No. 2002-072863 of Official Records, in the Office of the Recorder of Alameda County (hereinafter referred to as Doc. 2002-072863);

Thence along said generally northeastern line of said Parcel 56444 (Doc. 2002-072863) the following five courses:

- 1) South $59^{\circ}26'20''$ East, 74.36 feet to an angle point;
- 2) South $49^{\circ}58'48''$ East, 124.70 feet to an angle point;
- 3) South $57^{\circ}44'30''$ East, 113.40 feet to the beginning of a curve concave northwesterly, having a radius of 1647.00 feet and a central angle of $7^{\circ}24'24''$;
- 4) along said curve to the right, an arc distance of 212.91 feet to a point from which the radius point bears South $39^{\circ}39'34''$ West, being the beginning of a non-tangent curve concave southwesterly, having a radius of 1647.00 feet and a central angle of $1^{\circ}02'25''$, from which beginning the radius point bears South $38^{\circ}00'16''$ West;
- 5) along said curve to the right, an arc distance of 29.91 feet to a point from which the radius point bears South $39^{\circ}02'41''$ West, being the beginning of a non-tangent curve concave northwesterly, having a radius of 599.96 feet and a central angle of $1^{\circ}26'59''$, from which beginning the radius point bears North $47^{\circ}17'35''$ West;

Thence departing from said generally northeastern line of said Parcel 56444 (Doc. 2002-072863), along said curve to the right, an arc distance of 15.18 feet to the generally southwestern line of said Parcel A (the Subaru Lot), being the beginning of a non-tangent curve concave

southwesterly, having a radius of 1569.89 feet and a central angle of $9^{\circ}36'01''$, from which beginning the radius point bears South $41^{\circ}03'21''$ West;

Thence along said generally southwestern line of said Parcel A. (the Subaru Lot) the following two courses:

- 1) along said curve to the left, an arc distance of 263.04 feet to a point of tangency;
- 2) North $58^{\circ}32'40''$ West, 210.48 feet to the POINT OF BEGINNING, containing 8,436 square feet (0.194 acres), more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this legal description.

CalTrans Parcel 7

A portion of the lands described in that certain Final Judgment as to Tract 23, United States of America vs. City of Oakland, State of California, et al., Case No. 21930-L, District Court of the United States in and for the Northern District of California, Southern Division, recorded January 11, 1950 in Book 5987 of Official Records at Page 319 in the Office of the Recorder of said Alameda County (hereinafter referred to as 5987 O.R. 319); A portion of the lands described in that certain Final Judgment as to Tract 5, United States of America vs. City of Oakland, State of California, et al., Case No. 21930-L, District Court of the United States in and for the Northern District of California, Southern Division, recorded February 16, 1951 in Book 6361 of Official Records at Page 334 in the Office of the Recorder of said Alameda County (hereinafter referred to as 6361 O.R. 334); A portion of the lands described in that certain Final Judgment as to Interests of Defendant City of Oakland, A Municipal Corporation, United States of America vs. City of Oakland, et al., Case No. 21758-L, Case No. 21930-L, Case No. 22084-L, District Court of the United States in and for the Northern District of California, Southern Division, recorded February 24, 1960, Reel 032, Image 660 of Official Records in the Office of the Recorder of said Alameda County (hereinafter referred to as Reel: 32, Image:660); And a portion of the lands described in that certain Final Judgment as to Parcel No. 6, United States of America vs. City of Oakland, State of California, et al., Case No. 21930-L, District Court of the United States in and for the Northern District of California, Southern Division, recorded May 23, 1960, Reel 092, Image 111 of Official Records, in the Office of the Recorder of said Alameda County (hereinafter referred to as Reel: 92, Image:111), all of which are more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Record of Surveys, at Pages 50-60, Alameda County Official Records;

Thence North $25^{\circ}21'41''$ East, 4686.12 feet to an angle point in the generally northwestern line of Parcel 56444 as described in that certain Quitclaim Deed, recorded on February 13, 2002 as

Document No. 2002-072863 of Official Records, in the Office of the Recorder of Alameda County (hereinafter referred to as Doc. 2002-072863), said angle point being the northwest terminus of the course described as "North 71°47'59" East, 328.18 feet" in the description of said Parcel 56444, being the northern most corner of said Tract 23 (5987 O.R. 322) and being the POINT OF BEGINNING of CalTrans Parcel 7 as herein described;

Thence along the northeastern line of said Tract 23, South 62°34'34" East, 143.62 feet to the western most corner of said Tract 6 (Reel: 92, Image:111);

Thence along the northwestern line of said Tract 6, North 82°33'18" East, 180.47 feet to a point on the generally northern line of "Parcel 3, Baldwin Yard" as shown on Record of Survey No. 1704, filed in Book 26 of Records of Surveys, at Page 65, Alameda County Official Records, being the beginning of a non-tangent curve concave northeasterly, having a radius of 254.00 feet and a central angle of 8°57'38", from which beginning the radius point bears North 47°42'26" East;

Thence along said generally northern line of "Parcel 3, Baldwin Yard" the following two courses:

1) along said curve to the left, an arc distance of 39.72 feet to a point from which the radius point bears North 38°44'48" East, being the beginning of a non-tangent curve concave southeasterly, having a radius of 1252.80 feet and a central angle of 2°23'18", from which beginning the radius point bears South 10°56'05" East;

2) along said curve to the right, an arc distance of 52.22 feet to a point on the generally northeastern line of said Parcel 56444 (Doc. 2002-072863), from which point the radius point bears South 08°32'47" East;

Thence along said generally northeastern line of said Parcel 56444 the following three courses:

1) South 57°29'34" East, 66.49 feet to an angle point marked by a 1" iron pipe and CalTrans cap as shown on Record of Survey No. 1687, filed on August 7, 2000 in Book 25 of Records of Surveys at Pages 58-69, Alameda County Official Records (hereinafter referred to as 25 R/S 58);

2) South 59°14'43" East, 262.30 feet to the beginning of a curve concave southwesterly, having a radius of 1160.00 feet and a central angle of 11°26'25";

3) along said curve to the right, an arc distance of 231.62 feet to an existing fence line;

Thence departing from said generally northeastern line of said Parcel 56444, along said existing fence line the following fourteen courses:

1) South 36°37'46" West, 70.09 feet;

2) South 51°19'40" East, 66.99 feet;

3) South 32°28'20" West, 27.14 feet;

- 4) South 31°56'59" West, 28.07 feet;
- 5) North 67°56'50" West, 61.75 feet;
- 6) North 67°23'33" West, 63.74 feet;
- 7) North 63°48'02" West, 57.80 feet;
- 8) South 88°45'28" West, 55.77 feet;
- 9) North 60°16'02" West, 72.57 feet;
- 10) North 59°57'33" West, 65.51 feet;
- 11) South 30°39'04" West, 68.04 feet;
- 12) South 59°48'18" East, 53.67 feet;
- 13) South 59°18'19" East, 86.15 feet;
- 14) South 34°21'44" East, 57.77 feet to the generally southwestern line of said Parcel 56444;

Thence along said generally southwestern line of said Parcel 56444 the following four courses:

- 1) North 54°38'31" West, 89.31 feet to an angle point marked by a 1" iron pipe and CalTrans cap as shown on said Record of Survey No. 1687;
- 2) North 59°26'20" West, 388.09 feet to an angle point marked by a 1" iron pipe and CalTrans cap as shown on said Record of Survey No. 1687;
- 3) North 63°07'59" West, 314.87 feet to the beginning of a non-tangent curve concave southwesterly, having a radius of 1457.00 feet and a central angle of 9°28'45", from which beginning the radius point bears South 18°06'24" West;
- 4) along said curve to the left, an arc distance of 241.05 feet to the western most corner of said Parcel 56444, being a point on the northwestern line of said Tract 23 (5987 O.R. 322);

Thence along the northwestern line of said Parcel 56444, being the northwestern line of said Tract 23, North 71°46'34" East, 328.36 feet to the POINT OF BEGINNING, containing 236,570 square feet (5.431 acres), more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this legal description.

CalTrans Parcel 7A

A portion of Tract No. 20 described in that certain Judgment, United States of America vs. City of Oakland, State of California, et al., Case No. 21930-L, District Court of the United States in

and for the Northern District of California, Southern Division, recorded November 4, 1947 in Book 5303 of Official Records at Page 359 in the Office of the Recorder of said Alameda County (hereinafter referred to as 5303 O.R. 359); And a portion of the lands described in that certain Final Judgment as to Parcel No. 6, United States of America vs. City of Oakland, State of California, et al., Case No. 21930-L, District Court of the United States in and for the Northern District of California, Southern Division, recorded May 23, 1960, Reel 092, Image 111 of Official Records, in the Office of the Recorder of said Alameda County (hereinafter referred to as Reel: 92, Image:111), all of which being a portion of the lands commonly referred to as the "Heroic War Dead of Oakland Site" and quantified in an unrecorded "Transfer and Acceptance of Military Real Property" from the Military Traffic Command of the Oakland Army Base to the 63rd R.S.C., dated July 1, 1996, and being more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H1006 as shown upon Record of Survey 990, filed for record in Book 18 of Record of Surveys, at Pages 50-60, Alameda County Official Records;

Thence North 25°21'41" East, 4686.12 feet to an angle point in the generally northwestern line of Parcel 56444 as described in that certain Quitclaim Deed, recorded on February 13, 2002 as Document No. 2002-072863 of Official Records, in the Office of the Recorder of Alameda County (hereinafter referred to as Doc. 2002-072863), said angle point being the northwest terminus of the course described as "North 71°47'59" East, 328.18 feet" in the description of said Parcel 56444 (Doc. 2002-072863), being the western most corner of said Tract 20 (5303 O.R. 359) and being the POINT OF BEGINNING of CalTrans Parcel 7A as herein described;

Thence along the northwestern line of said Parcel 56444 (Doc. 2002-072863), being the northwestern line of said Tract 20 (5303 O.R. 359), North 72°19'59" East, 313.59 feet to the northern most corner of said Parcel 56444 (Doc. 2002-072863);

Thence along the generally northeastern line of said Parcel 56444 (Doc. 2002-072863) the following two courses:

- 1) South 23°49'55" East, 152.45 feet to an angle point;
- 2) South 57°29'34" East, 31.31 feet to a point on the generally northern line of "Parcel 3, Baldwin Yard" as shown on Record of Survey No. 1704, filed in Book 26 of Records of Surveys, at Page 65, Alameda County Official Records, being the beginning of a non-tangent curve concave southeasterly, having a radius of 1252.80 feet and a central angle of 2°23'18", from which beginning the radius point bears South 08°32'47" East;

Thence along said generally northern line of "Parcel 3, Baldwin Yard" the following two courses:

1) along said curve to the left, an arc distance of 52.22 feet to a point from which the radius point bears South $10^{\circ}56'05''$ East, being the beginning of a non-tangent curve concave northeasterly, having a radius of 254.00 feet and a central angle of $8^{\circ}57'38''$, from which beginning the radius point bears North $38^{\circ}44'48''$ East;

2) along said curve to the right, an arc distance of 39.72 feet to a point on the southern line of said Tract 20 (5303 O.R. 359), from which the radius point bears North $47^{\circ}42'26''$ East;

Thence along the southern line of said Tract 20 (5303 O.R. 359) South $82^{\circ}33'18''$ West, 180.47 feet to the southwestern corner of said Tract 20 (5303 O.R. 359), being the eastern most corner of the lands described in that certain Final Judgment as to Tract 23, United States of America vs. City of Oakland, State of California, et al., Case No. 21930-L, District Court of the United States in and for the Northern District of California, Southern Division, recorded January 11, 1950 in Book 5987 of Official Records at Page 319 in the Office of the Recorder of said Alameda County (hereinafter referred to as 5987 O.R. 319);

Thence along the southwestern line of said Tract 20 (5303 O.R. 359), being the northeastern line of said Tract 23 (5987 O.R. 319), North $62^{\circ}34'34''$ West, 143.62 feet to the POINT OF BEGINNING, containing 33,373 square feet (0.766 acres), more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this legal description.

Bearings and distances called for herein are based upon the California Coordinate System, Zone III, North American Datum of 1983 (1986 values) as shown upon that certain map entitled Record of Survey 990, filed in Book 18 of Record of Surveys, Pages 50-60, Alameda County Records unless otherwise indicated. To obtain ground level distances, multiply distances called for herein by 1.0000705.

EXHIBIT A-1

Oakland Army Base
Title Settlement and Exchange Agreement
Legal Description – Parcel C

All that certain real property, in the City of Oakland, County of Alameda, State of California, described as follows:

Parcel C-1

A portion of the lands described as Parcel 2 in that certain Quitclaim Deed between the State of California and the City of Oakland, recorded February 23, 1979 as Doc. No. 79-034788 of Official Records, in the Office of the Recorder of the said County of Alameda (hereinafter referred to as Doc. 79034788), being more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Records of Surveys, at Pages 50-60, Official Records of the said County of Alameda;

Thence North 06°22'58" West, 3704.99 feet to the western most corner of said Parcel 2 (Doc. 79-034788), said corner being marked by a concrete nail and CalTrans tag set flush, as shown on Record of Survey No. 1687, filed in Book 25 of Records of Surveys, at Pages 58-69, the said County of Alameda Official Records, and being the **POINT OF BEGINNING** of the portion of said Parcel 2 (Doc. 79034788) herein described;

Thence along the western and generally northern lines of said Parcel 2 (Doc. 79034788) the following three courses:

- 1) North 21°36'13" East, 249.00 feet to an angle point marked by a 1 iron pipe and CalTrans cap under a cyclone fence, as shown on said Record of Survey No. 1687;
- 2) North 75°30'42" East, 642.22 feet to an angle point marked by a 1 iron pipe and CalTrans cap, as shown on said Record of Survey No. 1687;
- 3) North 78°23'41" East, 230.24 feet to the western most corner of Parcel 1 described in that certain Grant Deed from the City of Oakland to the State of California, recorded February 3, 1995 as Doc. No. 95028117 of Official Records, in the Office of the Recorder of the said County of Alameda (hereinafter referred to as Doc. 95028117), said corner being the beginning of a non-tangent curve concave northerly, having a

radius of 295.00 feet and a central angle of $58^{\circ}05'18''$, from which beginning the radius point bears North $45^{\circ}29'15''$ East;

Thence along the generally southerly line of said Parcel 1 (Doc. 95028117) the following five courses:

- 1) along said curve to the left, an arc distance of 299.08 feet to a point of tangency;
- 2) North $77^{\circ}23'57''$ East, 93.57 feet;
- 3) North $78^{\circ}35'02''$ East, 301.18 feet to the beginning of a curve concave southeasterly, having a radius of 1457.00 feet and a central angle of $12^{\circ}33'12''$;
- 4) along said curve to the right, an arc distance of 319.22 feet to an angle point from which the radius point bears South $01^{\circ}08'14''$ West;
- 5) South $09^{\circ}10'00''$ East, 85.90 feet to a point on the northwest line of the lands described in that certain Final Judgment as to Tract 5, United States of America vs. City of Oakland, State of California, et al., Case No. 21930-L, District Court of the United States in and for the Northern District of California, Southern Division, recorded February 16, 1951 in Book 6361 of Official Records, Page 334 in the Office of the Recorder of the said County of Alameda (hereinafter referred to as 6361 O.R. 334);

Thence along the generally northwest line of said Tract 5 (6361 O.R. 334), South $64^{\circ}17'11''$ West, 319.86 feet to a point on the generally southerly line of Parcel "S" described in that certain Indenture and Conveyance by and between the State of California, acting by and through its Department of Public Works and the California Toll Bridge Authority, and the City of Oakland, a municipal corporation, acting by and through its Board of Port Commissioners, recorded February 17, 1942 in Book 4186 of Official Records, Page 156, in the Office of the Recorder of the said County of Alameda (hereinafter referred to as 4186 O.R. 156);

Thence along said generally southerly line of said Parcel "S" (4186 O.R. 156), South $81^{\circ}36'26''$ West, 1660.88 feet to the **POINT OF BEGINNING**, containing 416,298 square feet (9.557 acres), more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this legal description.

Parcel C-2

A portion of the lands described in that certain act of the legislature of the State of California entitled "An act granting certain tide lands and submerged lands of the State of California to the city of Oakland and regulating the management, use and control thereof," approved May 1, 1911 as Chapter 657 of Statutes of 1911, and amendatory

acts (hereinafter referred to as Stat. 1911, Ch. 657), being more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Records of Surveys, at Pages 50-60, Official Records of the said County of Alameda;

Thence South 38°00 05 West, 989.35 feet to the eastern most corner of Parcel Seven as described in that certain Quitclaim Deed, recorded on June 15, 1999 as Doc. No. 99222447 of Official Records, in the Office of the Recorder of the said County of Alameda (hereinafter referred to as Doc. 99222447), being a point on the agreed upon location of the "Low Tide Line of 1852" as described in City of Oakland Ordinance No. 3099, a certified copy of which was recorded on October 10, 1910 in Book 1837 of Deeds, Page 84, in the Office of the Recorder of the said County of Alameda (hereinafter referred to as 1837 Deeds 84), said point being marked by a pin set in concrete in a monument well, as shown on said Army Map;

Thence northeasterly along said agreed upon location of the "Low Tide Line of 1852 (1837 Deeds 84) North 41°00 50 East, 3829.19 feet to a point hereinafter referred to as Point "A";

Thence departing from the said agreed upon location of the "Low Tide Line of 1852 (1837 Deeds 84), North 48°48 07 West, 1380.09 feet to a point on the generally southerly line of Parcel 1, Tract 14 as described in said Final Judgment as to Interests of Defendant City of Oakland, A Municipal Corporation, United States of America vs. City of Oakland, et al., Case No. 21758-L, Case No. 21930-L, Case No. 22084-L recorded February 24, 1960, Reel 032, Image 660 of Official Records in the Office of the Recorder of said Alameda County (hereinafter referred to as Reel: 32, Image:660), being the **POINT OF BEGINNING** of the said portion of lands (Stat. 1911, Ch. 657) herein described;

Thence departing the generally southerly line of said Parcel 1, Tract 14 (Reel: 32, Image: 660), North 48°48 07 West, 275.79 feet, more or less to a point on a line that is 100.00 feet northeasterly of and parallel with the line of Ordinary High Tide in the Oakland Outer Harbor, which for the purposes of this legal description is based upon a survey, by the Port of Oakland in September 2001, of the location of Mean High Water for the said Oakland Outer Harbor as defined by the National Oceanic and Atmospheric Administration/National Ocean Service;

Thence northerly along said parallel line, the following two courses:

- 1) North 11°00'07" East 181.49 feet;
- 2) North 41°18'35" West 11.96 feet to a point on the said generally southerly line of Parcel 1, Tract 14 (Reel: 32, Image: 660);

Thence departing from said parallel line, easterly and southerly along the said generally southerly line of Parcel 1, Tract 14 (Reel: 32, Image: 660) the following two courses:

- 1) North 86°48'30" East 235.16 feet;
- 2) South 08°03'07" West, 385.68 feet to the **POINT OF BEGINNING**, containing 65,473 square feet (1.503 acres), more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this legal description.

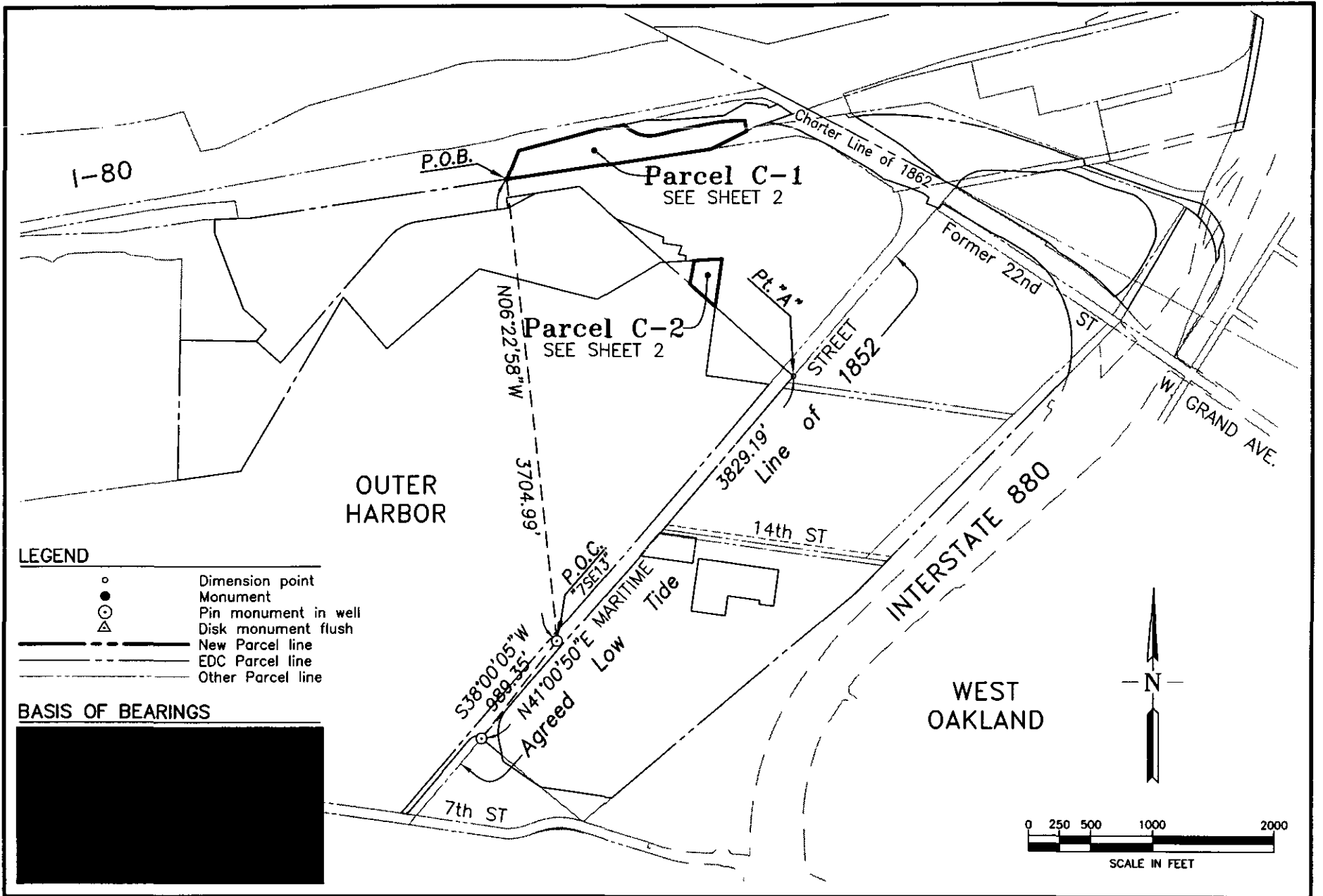
Bearings and distances called for herein are based upon the California Coordinate System, Zone III, North American Datum of 1983 (1986 values) as shown upon that certain map entitled Record of Survey 990, filed in Book 18 of Record of Surveys, Pages 50-60, Official Records of the said County of Alameda. To obtain ground level distances, multiply distances called for herein by 1.0000705.

End of Description

I hereby state that this description and its accompanying plat were prepared by me, or under my direction, in December 2005.

John R. Monaghan, LS 6122
License Expires: 03/31/06

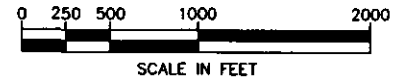
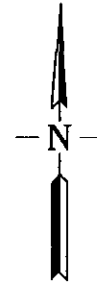
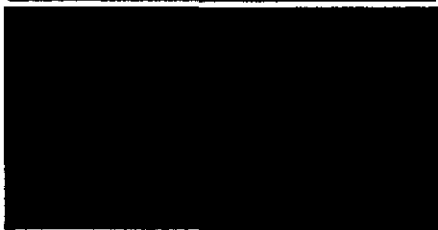
Date



LEGEND

- Dimension point
- Monument
- ⊙ Pin monument in well
- △ Disk monument flush
- New Parcel line
- - - EDC Parcel line
- · · Other Parcel line

BASIS OF BEARINGS



PORT OF OAKLAND

LAND SURVEYS AND MAPPING



530 Water Street
Oakland, California



EXHIBIT "B"
OAKLAND ARMY BASE

TITLE SETTLEMENT AND EXCHANGE AGREEMENT
PARCEL C

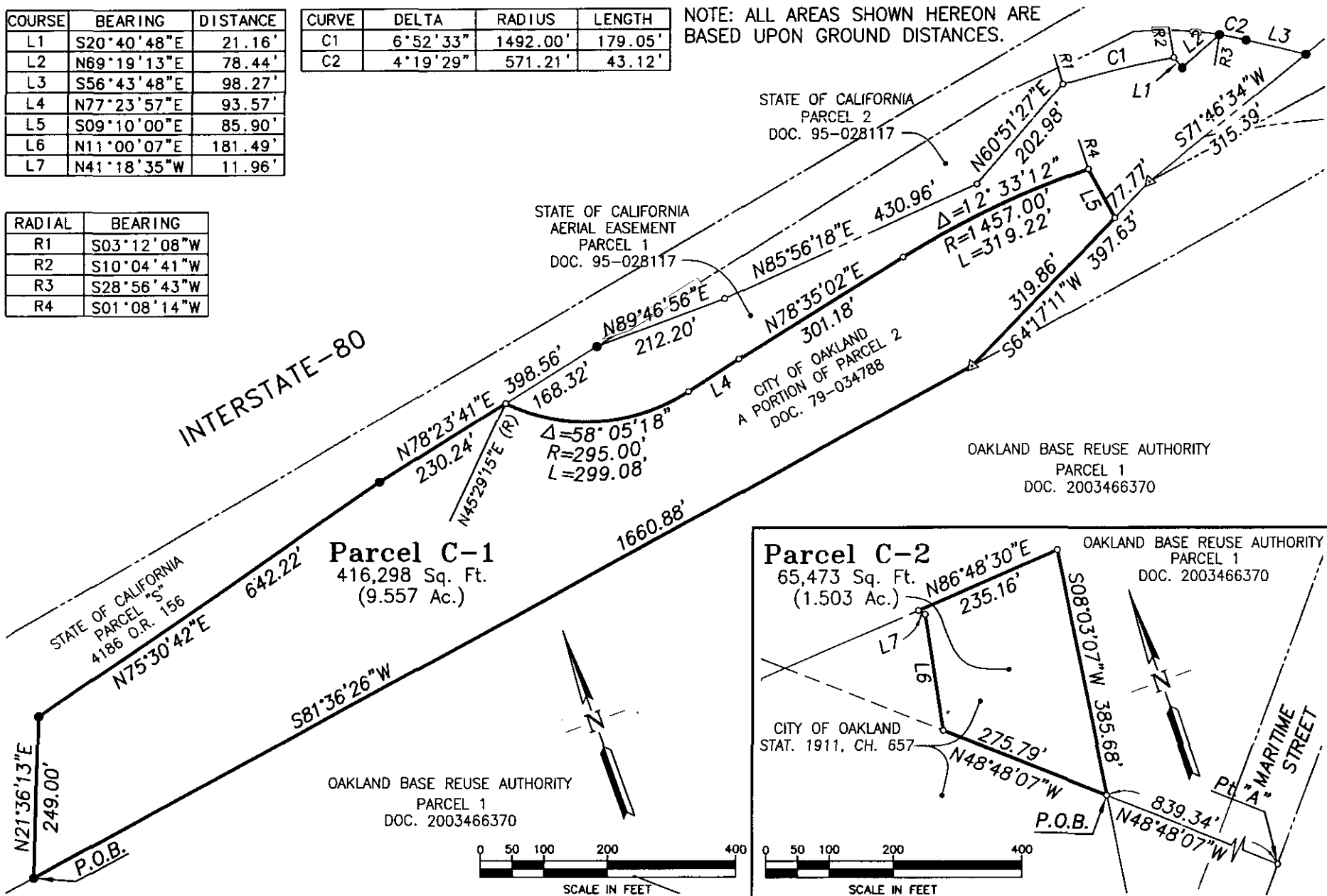
DRAWN BY: JRM	Field Bk:
CHECKED BY:	Wrk. Ord: 104105
SCALE: 1" = 1000'	Data File:
DATE: 12/15/05	Revision:
SHEET 1 OF 2	Rev. date:
ATTACHMENTS:	
FILE LOC.> Exhibit B - Parcel C.dwg	

COURSE	BEARING	DISTANCE
L1	S20°40'48"E	21.16'
L2	N69°19'13"E	78.44'
L3	S56°43'48"E	98.27'
L4	N77°23'57"E	93.57'
L5	S09°10'00"E	85.90'
L6	N11°00'07"E	181.49'
L7	N41°18'35"W	11.96'

CURVE	DELTA	RADIUS	LENGTH
C1	6°52'33"	1492.00'	179.05'
C2	4°19'29"	571.21'	43.12'

NOTE: ALL AREAS SHOWN HEREON ARE BASED UPON GROUND DISTANCES.

RADIAL	BEARING
R1	S03°12'08"W
R2	S10°04'41"W
R3	S28°56'43"W
R4	S01°08'14"W



PORT OF OAKLAND
 LAND SURVEYS AND MAPPING
 530 Water Street
 Oakland, California

EXHIBIT "B"
OAKLAND ARMY BASE
 TITLE SETTLEMENT AND EXCHANGE AGREEMENT
 PARCEL C

DRAWN BY: JRM	Field Bk:
CHECKED BY:	Wrk. Ord: 104105
SCALE: 1" = 200'	Data File:
DATE: 12/15/05	Revision:
SHEET 2 OF 2	Rev. date:
ATTACHMENTS:	
FILE LOC.> Exhibit B - Parcel C	

EXHIBIT B

Schedule 1.1 (24)
Legal Description
East Maritime Property
Oakland Army Base

All that certain real property, in the City of Oakland, County of Alameda, State of California, described as follows:

Parcel 5

A portion of the lands described in that certain Judgment, United States of America vs. Southern Pacific Railroad Company et al., Case No. 22212-R, District Court of the United States in and for the Northern District of California, Southern Division, recorded October 23, 1943, in Book 4453 of Official Records, Page 70 in the Office of the Recorder of said Alameda County (hereinafter referred to as 4453 O.R. 70) being that portion of said lands described as "Parcel 3" in an unrecorded "Transfer and Acceptance of Military Real Property", from the Naval Facilities Engineering Command to the Department of the Army, Sacramento District Engineers, dated October 22, 1970; A portion of the Parcel of land described in that certain Indenture between the Southern Pacific Company and the United States of America, recorded March 2, 1942, in Book 4189 of Official Records, Page 197 in the Office of the Recorder of said Alameda County (hereinafter referred to as 4189 O.R. 197); A portion of that parcel of land described in that certain Indenture between the Southern Pacific Company and the United States of America, recorded February 15, 1979 as Document 79-030025, in the Office of the Recorder of said Alameda County (hereinafter referred to as Doc. 79-030025); A portion of those Parcels of land described in that certain Indenture between the Southern Pacific Company and the United States of America, recorded April 23, 1941, in Book 4017 of Official Records, Page 485 in the Office of the Recorder of said Alameda County (hereinafter referred to as 4017 O.R. 485); And a portion of those Parcels of land described in that certain Indenture between the Southern Pacific Company and the United States of America, recorded October 6, 1941, in Book 4121 of Official Records, Page 191 in the Office of the Recorder of said Alameda County (hereinafter referred to as 4121 O.R. 191), all of which are more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 25 of Records of Survey, at Pages 50-60, Alameda County Official Records;

Thence South 38°00'05" West, 989.35 feet to the northern most corner of Parcel Six as described in that certain Quitclaim Deed, recorded on June 15, 1999 as Doc. No. 99-222447 of Official Records, in the Office of the Recorder of Alameda County (hereinafter referred to as Doc. 99-222447), being a point on the agreed upon location of the "Low Tide Line of 1852" as described in City of Oakland Ordinance No. 3099, a certified copy of which was recorded on October 10,

1910 in Book 1837 of Deeds, Page 84, in the Office of the Recorder of Alameda County (hereinafter referred to as 1837 Deeds 84), said point being marked by a pin set in concrete in a monument well, as shown on said Army Map;

Thence along the northern line of said Parcel Six (Doc. 99-222447) South $51^{\circ}26'30''$ East, 210.65 feet to the eastern line of the roadway easement connecting Seventh Street with Maritime Street described in the document recorded on July 5, 1979 as Doc. No. 79-130905 of Official Records, in the Office of the Recorder of Alameda County (hereinafter referred to as Doc. 79-130905), being the **POINT OF BEGINNING** of Parcel 5 as herein described;

Thence northerly along said eastern line of said roadway easement (Doc. 79-130905) the following three courses:

- 1) North $00^{\circ}04'41''$ East, 13.30 feet;
- 2) North $14^{\circ}23'58''$ West, 88.56 feet to the beginning of a curve concave easterly, having a radius of 297.98 feet and a central angle of $55^{\circ}24'48''$;
- 3) along said curve to the right, an arc distance of 288.19 feet to a point of tangency on said agreed upon location of the "Low Tide Line of 1852" (1837 Deeds 84);

Thence northerly along said agreed upon location of the "Low Tide Line of 1852" North $41^{\circ}00'50''$ East, 1633.72 feet to the southern line of the "Parcel Encompassing Building 762" as described in that certain unrecorded "Transfer and Acceptance of Military Real Property" from the Military Traffic Management Command of the Oakland Army Base to the 63rd RSC, dated September 3, 1997 (herein after referred to as the Building 762 Parcel);

Thence along the southern, eastern and northern lines of said Building 762 Parcel the following three courses:

- 1) South $81^{\circ}54'53''$ East, 424.30 feet to an angle point marked by a rebar and cap stamped "LS 5671";
- 2) North $07^{\circ}51'10''$ East, 200.86 feet to an angle point marked by a rebar and cap stamped "LS 5671";
- 3) North $82^{\circ}00'39''$ West, 293.72 feet to a point on said agreed upon location of the "Low Tide Line of 1852";

Thence northerly along said agreed upon location of the "Low Tide Line of 1852" North $41^{\circ}00'50''$ East, 1642.10 feet to a point hereinafter referred to as Point "A", said Point "A" bearing North $41^{\circ}00'50''$ East, 3829.19 feet from the **POINT OF BEGINNING**;

Thence departing from said agreed upon location of the "Low Tide Line of 1852" South $48^{\circ}48'07''$ East, 534.07 feet;

Thence North 45°53'06" East, 550.21 feet to the beginning of a curve concave southeasterly, having a radius of 1739.00 feet and a central angle of 30°14'40";

Thence along said curve to the right, an arc distance of 917.96 feet;

Thence North 76°07'45" East, 555.85 feet to the beginning of a curve concave northerly having a radius of 599.96 feet and a central angle of 3°36'49";

Thence along said curve to the left, an arc distance of 37.84 feet to the point of a cusp lying on the generally southwestern line of Parcel 56444 as described in that certain Quitclaim Deed (I-880 Connector Corridor) recorded on February 13, 2002 as Document No. 2002072863 of Official Records in the Office of the Recorder of Alameda County (hereinafter referred to as Doc. 2002072863), being the beginning of a non-tangent curve concave westerly, having a radius of 926.00 feet and a central angle of 38°44'06", from which beginning the radius point bears South 66°43'21" West;

Thence along said curve to the right, an arc distance of 626.03 feet to the intersection of said curve with the southeastern line of Parcel No. 1 as described in said Indenture between the Southern Pacific Company and the United States of America (4121 O.R. 191), from which intersection the radius point bears North 74°32'33" West;

Thence along the southeastern line of said lands of said Parcel 1 (4121 O.R. 191), the southeastern line of said parcel of land described in the Indenture between the Southern Pacific Company and the United States of America (Doc. 79-030025) and the southeastern line of said parcel of land described in the Indenture between the Southern Pacific Company and the United States of America (4189 O.R. 197), South 44°38'39" West, 2418.42 feet to an angle point in the southeastern line of said parcel (4189 O.R. 197);

Thence continuing along said southeastern line (4189 O.R. 197), South 50°22'32" West, 2558.74 feet to the eastern most corner of said Parcel Six described in said Quitclaim Deed (Doc. 99-222447);

Thence, along the northern line of said Parcel Six (Doc. 99-222447), the following five courses:

- 1) North 81°56'42" West, 579.78 feet;
- 2) North 56°26'26" West, 360.91 feet;
- 3) North 20°08'21" West, 15.45 feet;
- 4) North 14°24'00" West, 25.00 feet;
- 5) North 00°04'48" East, 10.68 feet to the **POINT OF BEGINNING**, containing 6,556,944 square feet (150.527 acres), more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this legal description.

EXCEPTING THEREFROM that portion of Parcel 5 as hereinabove described commonly referred to as the **"Building 780 Parcel"** being more particularly described as follows:

Parcel 1A

A portion of that certain Parcel of land described in that certain Indenture between the Southern Pacific Company and the United States of America, recorded March 2, 1942, in Book 4189 of Official Records, Page 197 in the Office of the Recorder of said Alameda County (hereinafter referred to as 4189 O.R. 197), being Parcel B as described in that unrecorded "Transfer and Acceptance of Military Real Property" from the Military Traffic Management Command of the Oakland Army Base to the 63rd RSC, dated December 17, 1998 and being more particularly described as follows (hereinafter referred to as the Building 780 Parcel):

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 25 of Records of Survey, at Pages 50-60, Alameda County Official Records;

Thence North 77°06'11" East 1106.11 feet to the western most corner of said Building 780 Parcel, said corner being marked by a bolt and washer stamped "LS 6379", being the **POINT OF BEGINNING** of Parcel 1A as herein described;

Thence along the northwest, northeast, southeast and generally southwestern lines of said Building 780 Parcel, the following eight courses:

- 1) North 08°06'06" East, 425.20 feet to the northern most corner of said parcel, said corner being marked by a concrete nail and shiner stamped "LS 6379";
- 2) South 81°58'14" East, 655.73 feet to the eastern most corner of said parcel;
- 3) South 08°01'46" West, 294.89 feet to the southeast corner of said parcel, said corner being marked by a pipe and plug stamped "LS 6379";
- 4) North 82°02'59" West, 117.67 feet to an angle point in said generally southwestern line, said angle point being marked by a pipe and plug stamped "LS 6379";
- 5) North 07°49'06" East, 31.76 feet to an angle point in said generally southwestern line, said angle point being marked by a pipe and plug stamped "LS 6379";
- 6) North 82°00'47" West, 261.81 feet to an angle point in said generally southwestern line;

7) South $07^{\circ}59'16''$ West, 161.25 feet to an angle point in said generally southwestern line, said angle point being marked by a 2.5" brass disk and bolt stamped "LS 6379";

8) North $82^{\circ}03'57''$ West, 276.78 feet to the **POINT OF BEGINNING**, containing 221,199 square feet (5.078 acres) more or less, measured in ground distances.

The net area for Parcel 5 as hereinabove described (Parcel 5 area minus the area for the Building 780 Parcel) contains 6,335,745 square feet (145.449 acres), more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this Legal Description.

Parcel 6

A portion of Parcel No. 4 described in that certain Indenture between the Southern Pacific Company and the United States of America, recorded April 23, 1941, in Book 4017 of Official Records, Page 485 in the Office of the Recorder of said Alameda County (hereinafter referred to as 4017 O.R. 485); A portion of Parcel No. 2 described in that certain Indenture between the Southern Pacific Company and the United States of America, recorded October 6, 1941, in Book 4121 of Official Records, Page 191 in the Office of the Recorder of said Alameda County (hereinafter referred to as 4121 O.R. 191); And a portion of the Parcel 1, Tract 1 described in that certain Final Judgment as to Tract 1 and as to Lack of Interests of Certain Persons as to Property Subject to the Above Action, United States of America vs. Santa Fe Land and Improvement Co., Southern Pacific Railroad Company et al., Case No. 23099-S, District Court of the United States in and for the Northern District of California, Southern Division, recorded October 22, 1951, in Book 6566 of Official Records, Page 301 in the Office of the Recorder of said Alameda County (hereinafter referred to as 6566 O.R. 301), all of which are more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Records of Survey, at Pages 50-60, Alameda County Official Records;

Thence North $48^{\circ}22'05''$ East, 5692.24 feet to the northern most corner of Parcel 1, Tract 1 as described in said Final Judgment as to Tract 1 and as to Lack of Interests of Certain Persons as to Property Subject to the Above Action, United States of America vs. Santa Fe Land and Improvement Co., Southern Pacific Railroad Company et al., Case No. 23099-S (6566 O.R. Page 301), said corner being the northwesterly terminus of the course "North $71^{\circ}40'17''$ West 585.40 feet" in the description for said Parcel 1, Tract 1 (6566 O.R. Page 301), said corner being marked by a 2 1/2" brass disk with punch mark stamped "City of Oakland Survey Station 8NW9" as shown on Record of Survey No. 1705, filed in Book 26 of Records of Survey, at Page 1,

Alameda County Official Records, said corner being the **POINT OF BEGINNING** of Parcel 6 as herein described;

Thence, along the northeast, southeast and southwest lines of said Parcel 1, Tract 1 (6566 O.R. Page 301) the following six courses:

- 1) South 70°28'41" East, 585.40 feet to an angle point in said line;
- 2) South 72°37'22" East, 182.32 feet to an angle point in said line;
- 3) South 76°59'49" East, 90.66 feet to an angle point in said line;
- 4) South 73°41'18" East, 136.19 feet to the eastern most corner of said Parcel 1, Tract 1 (6566 O.R. Page 301);
- 5) South 17°25'06" West, 105.53 feet to the southern most corner of said Parcel 1, Tract 1 (6566 O.R. Page 301), said corner being the beginning of a non-tangent curve concave southwesterly, having a radius of 682.89 feet and a central angle of 9°29'05", from which beginning the radius point bears South 41°48'27" West;
- 6) along said curve to the left, an arc distance of 113.04 feet to the eastern most corner of Parcel No. 2 described in said Indenture between the Southern Pacific Company and the United States of America (4121 O.R. 191);

Thence along the southeast line of said Parcel No. 2 (4121 O.R. 191), South 30°58'28" West 943.37 feet to the eastern most corner of Parcel 56444 as described in that certain Quitclaim Deed, recorded on February 13, 2002 as Document No. 2002072863 of Official Records, in the Office of the Recorder of Alameda County (hereinafter referred to as Doc. 2002072863);

Thence, along the generally northeastern line of said Parcel 56444 (Doc. 2002072863) the following two courses:

- 1) North 42°37'24" West, 128.15 feet to the beginning of a curve concave southwesterly, having a radius of 1647.00 feet and a central angle of 0°35'58";
- 2) along said curve to the left, an arc distance of 17.23 feet to a point on the generally southeastern line of Parcel A on the course described as "South 56°00'54" West, 39.01 feet" in an unrecorded "Transfer and Acceptance of Military Real Property" from the Military Traffic Management Command of the Oakland Army Base to the 63rd RSC, dated December 17, 1998, said Parcel A being commonly referred to as the "Subaru Lot" (said Parcel A will hereinafter be referred to as the Subaru Lot);

Thence departing from said generally northeastern line of Parcel 56444 (Doc. 2002072863), along the southeast, east and northeast lines of said Parcel A (the Subaru Lot) the following twelve courses:

- 1) North 56°00'39" East, 30.42 feet to an angle point in said line;
- 2) North 49°48'18" East, 93.04 feet to an angle point in said line, said point being marked by a nail and washer with tag stamped LS 6379;
- 3) North 40°33'22" East, 49.03 feet to an angle point in said line, said point being marked by a nail and washer with tag stamped LS 6379;
- 4) North 37°08'59" East, 99.92 feet to an angle point in said line, said point being marked by a nail and washer with tag stamped LS 6379;
- 5) North 30°42'24" East, 148.96 feet to an angle point in said line, said point being marked by a nail and washer with tag stamped LS 6379;
- 6) North 25°50'39" East, 100.04 feet to the beginning of a curve concave westerly having a radius of 199.99 feet and a central angle of 25°52'29", said beginning of curve being marked by a nail and washer with tag stamped LS 6379;
- 7) along said curve to the left, an arc distance of 90.32 feet to the beginning of a curve concave southwesterly, having a radius of 354.97 feet and a central angle of 59°49'02", said beginning of curve being marked by a nail and washer with tag stamped LS 6379;
- 8) along said curve to the left, an arc distance of 370.59 feet to an angle point in said line, said point being marked by a 1 ½" brass disk with bolt stamped LS 6379;
- 9) North 71°25'40" West, 87.02 feet to an angle point in said line, said point being marked by a 1 ½" brass disk with bolt stamped LS 6379;
- 10) North 74°35'56" West, 103.17 feet to an angle point in said line, said point being marked by a 1 ½" brass disk with bolt stamped LS 6379;
- 11) North 71°46'24" West, 32.44 feet to an angle point in said line, said point being marked by a 1 ½" brass disk with bolt stamped LS 6379;
- 12) North 70°14'16" West, 42.04 feet to the beginning of a non-tangent curve concave southwesterly, having a radius of 599.96 feet and a central angle of 20°37'16", from which beginning the radius point bears South 56°55'26" West;

Thence along said curve to the left, an arc distance of 215.93 feet to a point on the generally southeastern line of Parcel 2, Tract 14 as described in said Final Judgment as to Interests of Defendant City of Oakland, A Municipal Corporation, United States of America vs. City of Oakland et al., Case No. 21758-L, Case No. 21930-L, Case No. 22084-L (Reel: 32, Image:660) also being the southeastern line of former 34th Street (now Wake Avenue);

Thence along said generally southeastern line of Parcel 2, Tract 14 (Reel: 32, Image:660) also being the southeastern line of former 34th Street (now Wake Avenue), North 79°57'58" East, 9.41

feet to the **POINT OF BEGINNING**, containing 197,424 square feet (4.532 acres), more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this legal description.

TOGETHER WITH:

Parcel 2A

All right, title and interest in and to Tract 1, Parcel 2 described in that certain Final Judgment as to Tract 1 and as to Lack of Interests of Certain Persons as to Property Subject to the Above Action, United States of America vs. Santa Fe Land and Improvement Co., Southern Pacific Railroad Company et. al., Case No. 23099-S, District Court of the United States in and for the Northern District of California, Southern Division, recorded October 22, 1951, in Book 6566 of Official Records, Page 301 in the Office of the Recorder of said Alameda County (hereinafter referred to as 6566 O.R. 301), being (1) all right title and interest in and to the existing over-head vehicular and/or railroad trestle located on said land (to the extent that the trestle still exists), and (2) A Perpetual Easement to use, patrol, maintain, operate, repair and/or reconstruct said existing over-head vehicular and/or railroad trestle in, over and across the property, including (but not by way of limitation) all such rights as were created by deed from Southern Pacific Railroad Company, a corporation, et al., to State of California, dated January 26, 1940 and recorded December 18, 1940 in Volume 4015 at page 159, Official Records of Alameda County (herein after referred to as 4015 O.R. 159), and being more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Record of Surveys, at Pages 50-60, Alameda County Official Records;

Thence, North 48°22'05" East 5692.24 feet to the most northerly corner of Parcel 1, Tract 1 as described in said Final Judgment as to Tract 1 and as to Lack of Interests of Certain Persons as to Property Subject to the Above Action, United States of America vs. Santa Fe Land and Improvement Co., Southern Pacific Railroad Company et. al., Case No. 23099-S (6566 O.R. 301), said corner being the northwesterly terminus of the course "North 71°40'17" West 585.40 feet" in the description for said Parcel 1, Tract 1 (6566 O.R. 301), said corner being marked by a 2 ½" brass disk with punch mark stamped "City of Oakland Survey Station 8NW9" as shown on Record of Survey No. 1705, filed in Book 26 of Record of Surveys, at Page 1, Alameda County Official Records;

Thence, along the northeasterly lines of said Parcel 1, Tract 1 (6566 O.R. 301) the following four courses:

- 1) South 70°28'41" East, 585.40 feet to an angle point in said line;
- 2) South 72°37'22" East, 182.32 feet to an angle point in said line;
- 3) South 76°59'49" East, 90.66 feet to an angle point in said line;
- 4) South 73°41'18" East, 136.19 feet to the most easterly corner of said Parcel 1 , Tract 1(6566 O.R. 301), said corner being the **POINT OF BEGINNING**;

Thence South 73°42'10" East, 3.70 feet to the beginning of a non-tangent curve concave southwesterly, having a radius of 534.64 feet and a central angle of 33°28'21", from which the radius point bears South 36°56'18" West;

Thence along said curve to the right, an arc distance of 312.34 feet to the beginning of a non-tangent curve concave westerly, having a radius of 3984.81 feet and a central angle of 01°34'21", from which the radius point bears North 70°35'22" West;

Thence along said curve to the right, an arc distance of 109.36 feet to the beginning of a non-tangent curve concave westerly, having a radius of 4595.37 feet and a central angle of 0°17'23", from which the radius point bears North 69°01'01" West;

Thence along said curve to the right, an arc distance of 23.24 feet;

Thence South 05°47'40" East, 45.22 feet;

Thence South 25°13'46" West, 15.00 feet to the beginning of a non-tangent curve concave southeasterly, having a radius of 655.70 feet and a central angle of 03°38'17", from which the radius point bears South 54°58'48" East;

Thence along said curve to the left, an arc distance of 41.63 feet to the beginning of a non-tangent curve concave southwesterly, having a radius of 434.65 feet and a central angle of 52°03'51", from which the radius point bears North 84°55'35" West;

Thence along said curve to the left, an arc distance of 394.96 feet to the beginning of a non-tangent curve concave southwesterly, having a radius of 682.84 feet and a central angle of 01°11'51", from which the radius point bears South 44°12'24" West;

Thence along said curve to the left, an arc distance of 14.27 feet;

Thence North 17°25'06" East, 105.53 feet to the **POINT OF BEGINNING**, containing 34,969 square feet (0.803 acres) more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this Legal Description.

ALSO TOGETHER WITH:

Parcel 2B

That portion of the lands described in that certain Indenture between the United States of America and the East Bay Municipal Utility District, recorded August 22, 1973 at Reel 3494, Image 953 in the office of the Recorder of said Alameda County (Reel:3494, Image:953), being an Easement for Army Drill Track Purposes over and across said portion of lands (Reel:3494, Image:953) being more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Record of Surveys, at Pages 50-60, Alameda County Official Records;

Thence, North 48°22'05" East 5692.24 feet to the most northerly corner of Parcel 1, Tract 1 as described in said Final Judgment as to Tract 1 and as to Lack of Interests of Certain Persons as to Property Subject to the Above Action, United States of America vs. Santa Fe Land and Improvement Co., Southern Pacific Railroad Company et. al., Case No. 23099-S (6566 O.R. 301), said corner being the northwesterly terminus of the course "North 71°40'17" West 585.40 feet" in the description for said Parcel 1, Tract 1 (6566 O.R. 301), said corner being marked by a 2 ½" brass disk with punch mark stamped "City of Oakland Survey Station 8NW9" as shown on Record of Survey No. 1705, filed in Book 26 of Record of Surveys, at Page 1, Alameda County Official Records;

Thence along the southerly line of former 34th Street (now Wake Avenue), also being the southerly line of Parcel 2, Tract 14 as described in said Final Judgment as to Interests of Defendant City of Oakland, A Municipal Corporation, United States of America vs. City of Oakland et. al., Case No. 21758-L, Case No. 21930-L, Case No. 22084-L (Reel: 32, Image:660) the following two courses:

- 1) North 79°57'58" East, 295.64 feet;
- 2) North 76°48'55" East, 942.61 feet to a point on a curve that is concentric with and 60.00 feet westerly of the western line of the Southern Pacific Company Right of Way, as said right of way is shown upon said unrecorded map (Army Map), said western line also being the eastern line of the said easement for drill track purposes (Reel:3494, Image:953), said concentric curve being a non-tangent curve concave westerly, having a radius of 7529.50 feet and a central angle of 04°36'37", from which the radius point bears North 75°31'12" West, said point on said concentric curve being the **POINT OF BEGINNING** of the Parcel 2B as herein described;

Thence along said concentric curve to the left, an arc distance of 605.85 feet to the beginning of a compound curve concave westerly, having a radius of 10632.98 feet and a central angle of 01°47'52", from which the radius point bears North 80°07'49" West, said compound curve also

being concentric with and 60.00 feet westerly of the western line of the said Southern Pacific Company Right of Way, as said right of way is shown upon said unrecorded map (Army Map);

Thence along said concentric curve to the left, an arc distance of 333.62 feet to the northeasterly line of the said lands described in that certain Indenture between the United States of America and the East Bay Municipal Utility District (Reel:3494, Image:953);

Thence along said northeasterly line South $58^{\circ}07'37''$ East, 65.54 feet to a point on said western line of the said Southern Pacific Company Right of Way, as said right of way is shown upon said unrecorded map (Army Map), said point being the beginning of a non-tangent curve concave westerly, having a radius of 10692.98 feet and a central angle of $01^{\circ}39'22''$, from which the radius point bears North $81^{\circ}47'10''$ West;

Thence along said western line of the said Southern Pacific Company right of way, as said right of way is shown upon said unrecorded map (Army Map) the following two courses:

- 1) along said curve to the right, an arc distance of 309.06 feet to the beginning of a compound curve, concave westerly having a radius of 7589.49 feet and a central angle of $04^{\circ}22'23''$;
- 2) along said curve to the right, an arc distance of 579.26 feet to the said southerly line of former 34th Street;

Thence along said southerly line of former 34th Street South $76^{\circ}48'55''$ West, 67.67 feet to the **POINT OF BEGINNING**, containing 54,841 square feet (1.259 acres) more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this Legal Description.

Bearings and distances called for herein for Parcels 5, 6, 2A and 2B are based upon the California Coordinate System, Zone III, North American Datum of 1983 (1986 values) as shown upon that certain map entitled Record of Survey 990, filed in Book 18 of Record of Surveys, Pages 50-60, Alameda County Records unless otherwise indicated. To obtain ground level distances, multiply distances called for herein by 1.0000705.

ALSO TOGETHER WITH:

U.P. Assignment Parcel 1

That certain easement for railroad and transportation purposes over, across, and upon that certain real property described in that certain Indenture between Oakland Terminal Company and the Southern Pacific Company, recorded December 4, 1922 in Book 323 of Official Records, at page 185, in the Office of the Recorder of said Alameda County, as said easement for railroad and transportation purposes is described in that certain unrecorded Grant of Easement executed November 22, 1965 and commonly referred to as Oakland Army Base, Tract 236E, which is more particularly described therein as follows:

All that certain piece or parcel of land, 20 feet in width, situated, lying and being in the City of Oakland, County of Alameda, State of California, and more particularly described as follows:

BEGINNING at a point on the southerly line of 34th Street (60 feet wide) distant thereon South 75°37' West, 42.84 feet from a Corps of Engineers standard disc in concrete, said disc being the point of intersection of said southern line of 34th Street with the westerly line of land (100 feet wide) of Southern Pacific Company as described in deed dated January 23, 1879, from Charles Crocker to Northern Railway Company, recorded January 27, 1879, in Deed Book 175 at page 115, Records of Alameda County; thence South 22°26'32" West leaving said southerly line, 522.96 feet to a point; thence southwesterly on a curve to the left having a radius of 372.24 feet (tangent to said curve at last mentioned point is last described course and chord of said curve bears South 20°08'59" West, 29.78 feet) an arc distance of 29.79 feet to a point; thence South 17°51'26" West tangent to said curve at last mentioned point, 104.70 feet to a point; thence southwesterly on a curve to the right having a radius of 392.24 feet (tangent to said curve at last mentioned point is last described course and chord of said curve bears South 24°21'26" West, 88.81 feet) an arc distance of 89.00 feet to a point of compound curve; thence continuing southwesterly on a curve to the right having a radius of 613.29 feet (tangent to said curve at last mentioned point bears South 30°51'26" West and chord of said curve bears South 43°33'26" West, 269.66 feet) an arc distance of 271.88 feet to a point; thence South 56°15'26" West tangent to said curve at last mentioned point, 73.90 feet to a point; thence southwesterly on a curve to the left having a radius of 499.50 feet (tangent to said curve at last mentioned point is last described course and chord of said curve bears South 49°21'12" West, 120.09 feet) an arc distance of 120.38 feet to a point in the easterly line of land described as Parcel No. 2 in deed dated July 7, 1941, from Southern Pacific Company to United States of America, recorded October 6, 1941, in Volume 4121 of Official Records at page 191, Records of Alameda County; thence North 29°48'45" East along said easterly line, 70.51 feet to a point; thence northeasterly on a curve to the right having a radius of 519.50 feet (tangent to said curve at last mentioned point bears North 50°03'33" East and chord of said curve bears North 53°09'30" East, 56.17 feet) an arc distance of 56.20 feet to a point; thence North 56°15'26" East tangent to said curve at last mentioned point, 73.90 feet to a point; thence northeasterly on a curve to the left having a radius of 593.29 feet (tangent to said curve at last mentioned point is last described course and chord of said curve bears North 43°33'26" East, 260.87 feet) an arc distance of 263.01 feet to a point of compound curve; thence continuing northeasterly on a curve to the left having a radius of 372.24 feet (tangent to said curve at last mentioned point bears North 30°51'26" East and chord of said curve bears North 24°21'26" East, 84.28 feet) an arc distance of 84.46 feet to a point; thence North 17°51'26" East tangent to said curve at last mentioned point, 104.70 feet to a point; thence northeasterly on a curve to the right having a radius of 392.24 feet (tangent to said curve at last mentioned point is last described course and chord of said curve bears North 20°08'59" East, 31.38 feet) an arc distance of 31.39 feet to a point; thence North 22°26'32" East tangent to said curve at last mentioned point, 507.99 feet to a point in said southerly line of 34th Street; thence North 75°37' East along said southerly line, 24.99 feet to the **POINT OF BEGINNING**, containing an area of 0.535 of an acre, more or less.

AND ALSO TOGETHER WITH:

That certain license to construct, maintain, renew and remove railroad tracks and signals over, across, and upon that certain real property described in that certain Indenture between Oakland Terminal Company and the Southern Pacific Company, recorded December 4, 1922 in Book 323 of Official Records, at page 185, in the Office of the Recorder of Alameda County, and over, across and upon the lands described in that certain act of the legislature of the State of California entitled "An act granting certain tide lands and submerged lands of the State of California to the city of Oakland and regulating the management, use and control thereof," approved May 1, 1911 as Chapter 657 of Statutes of 1911, as said license for railroad purposes is described in that certain unrecorded License for Installations Upon Right of Way executed September 1, 1944 and commonly referred to as Oakland Army Base, Tract A-134L and Tract B-232-L, which are more particularly described therein as follows:

Those certain parcels of land in the City of Oakland, County of Alameda, State of California, the center lines of which are more particularly as follows:

U.P. Assignment Parcel 2A

No. 1: Beginning at a point in the center line of the Central Pacific Railway Company's Main Track No. 1 lying south of Seventh Street extension in the City of Oakland, that is 510 feet, more or less, westerly, along said center line of Main Track No. 1, from the southwesterly extension of the northwesterly line of Maritime Street; thence easterly through a No. 10 turnout and in a direct line therefrom 316 feet, more or less, to a point in the northerly line of the property of the Central Pacific Railway Company that is 210 feet, more or less, westerly along said northerly line, from the said southwesterly extension of the northwesterly line of Maritime Street.

U.P. Assignment Parcel 2B

No. 2: Beginning at a point in the southeasterly line of the parcel of land described in the deed from the Southern Pacific Company to The United States of America dated March 2, 1942, recorded March 2, 1942 in Liber 4189 of Official Records, page 197, Records of Alameda County, that is 1010 feet, more or less, northeasterly, along said southeasterly line, from the northeasterly line of Seventh Street in said City of Oakland; thence easterly on a curve to the left having a radius of 477.63 feet an arc distance of 380 feet, more or less, to a point in the northerly line of the parcel of land described as Parcel No. 1 in that certain Lease from the Southern Pacific Company to The United States of America dated August 1, 1942, that is 1085 feet northeasterly, along said northwesterly line of the parcel of land described in said Lease dated August 1, 1942, from the said southeasterly line of the parcel of land described in said deed dated March 2, 1942.

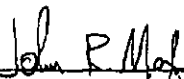
U.P. Assignment Parcel 2C

No. 3: Beginning at a point in the southeasterly line of the parcel of land described in deed dated March 2, 1942 from Southern Pacific Company to United States of America, recorded March 2, 1942 in Liber 4189, page 197 Official Records of Alameda County, that is 1150 feet, more or less northeasterly from the northeasterly line of Seventh Street in said City of Oakland; thence northeasterly, along a curve to the left of a radius of 573.14 feet from a tangent deflected 47°15'

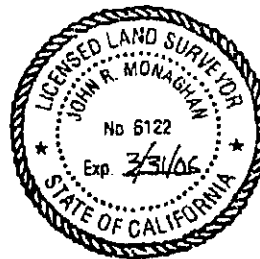
to the right from said first described southeasterly line, an arc distance of 323 feet, more or less, to a point in the northwesterly line of the parcel of land described as Parcel No. 1 in that certain lease dated August 1, 1942, from Southern Pacific Company to The United States of America, that is 1290 feet, more or less northeasterly, measured along said northwesterly line of the parcel of land described in said lease dated August 1, 1942 from said southeasterly line of the parcel of land described in said deed dated March 2, 1942.

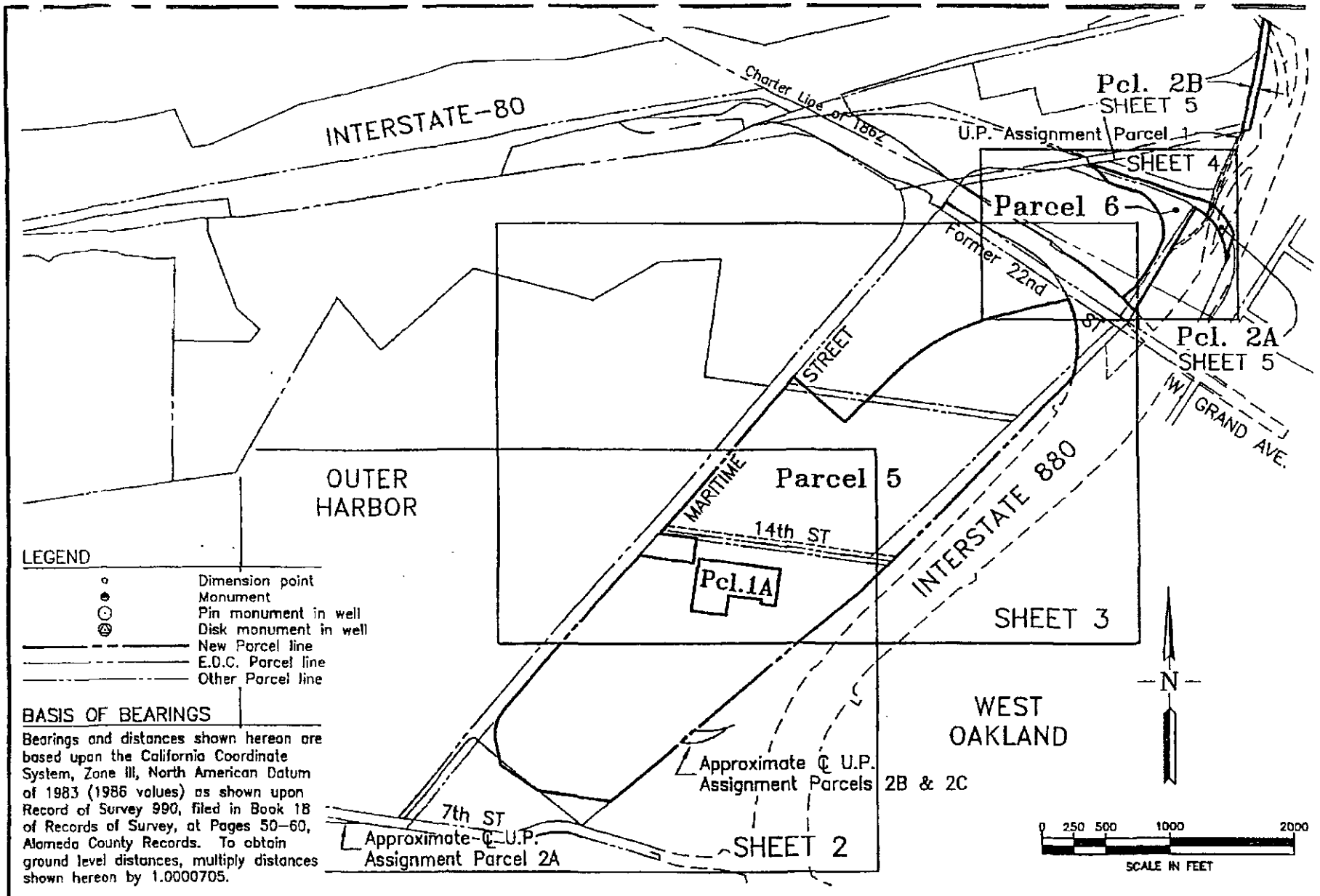
End of Description

I hereby state that this description and its accompanying plat were prepared by me, or under my direction, in July 2003.


John R. Monaghan, LS 6122
License Expires: 03/31/06

7/15/03
Date





PORT OF OAKLAND

LAND SURVEYS AND MAPPING



530 Water Street
Oakland, California



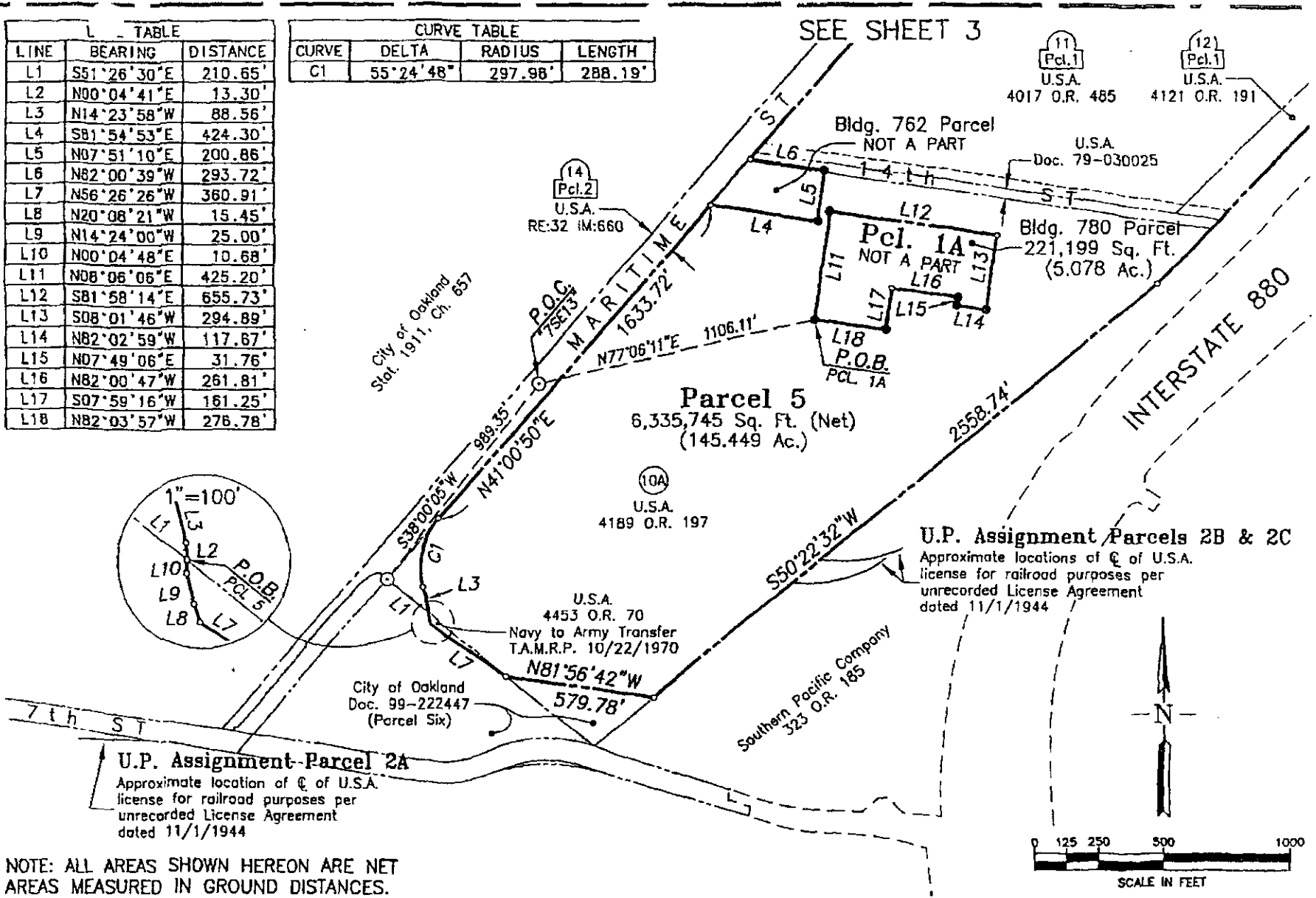
SCHEDULE 1.1 (24)
PLAT TO ACCOMPANY LEGAL DESCRIPTION
EAST MARITIME PROPERTY
OAKLAND ARMY BASE

DRAWN BY: DAM	Field Bk:
CHECKED BY: JRM	Wrk. Ord: 104471
SCALE: 1" = 1000'	Data File:
DATE: 7/15/2003	Revision:
SHEET 1 OF 5	Rev. date:
ATTACHMENTS:	
FILE LOC.> EAST-MARITIME.dwg (1)	

L - TABLE		
LINE	BEARING	DISTANCE
L1	S51°26'30"E	210.65'
L2	N00°04'41"E	13.30'
L3	N14°23'58"W	88.56'
L4	S81°54'53"E	424.30'
L5	N07°51'10"E	200.86'
L6	N82°00'39"W	293.72'
L7	N56°26'26"W	360.91'
L8	N20°08'21"W	15.45'
L9	N14°24'00"W	25.00'
L10	N00°04'48"E	10.68'
L11	N08°06'06"E	425.20'
L12	S81°58'14"E	655.73'
L13	S08°01'46"W	294.89'
L14	N82°02'59"W	117.67'
L15	N07°49'06"E	31.76'
L16	N82°00'47"W	261.81'
L17	S07°59'16"W	181.25'
L18	N82°03'57"W	276.78'

CURVE TABLE			
CURVE	DELTA	RADIUS	LENGTH
C1	55°24'48"	297.98'	288.19'

SEE SHEET 3



NOTE: ALL AREAS SHOWN HEREON ARE NET AREAS MEASURED IN GROUND DISTANCES.

PORT OF OAKLAND

LAND SURVEYS AND MAPPING



530 Water Street
Oakland, California



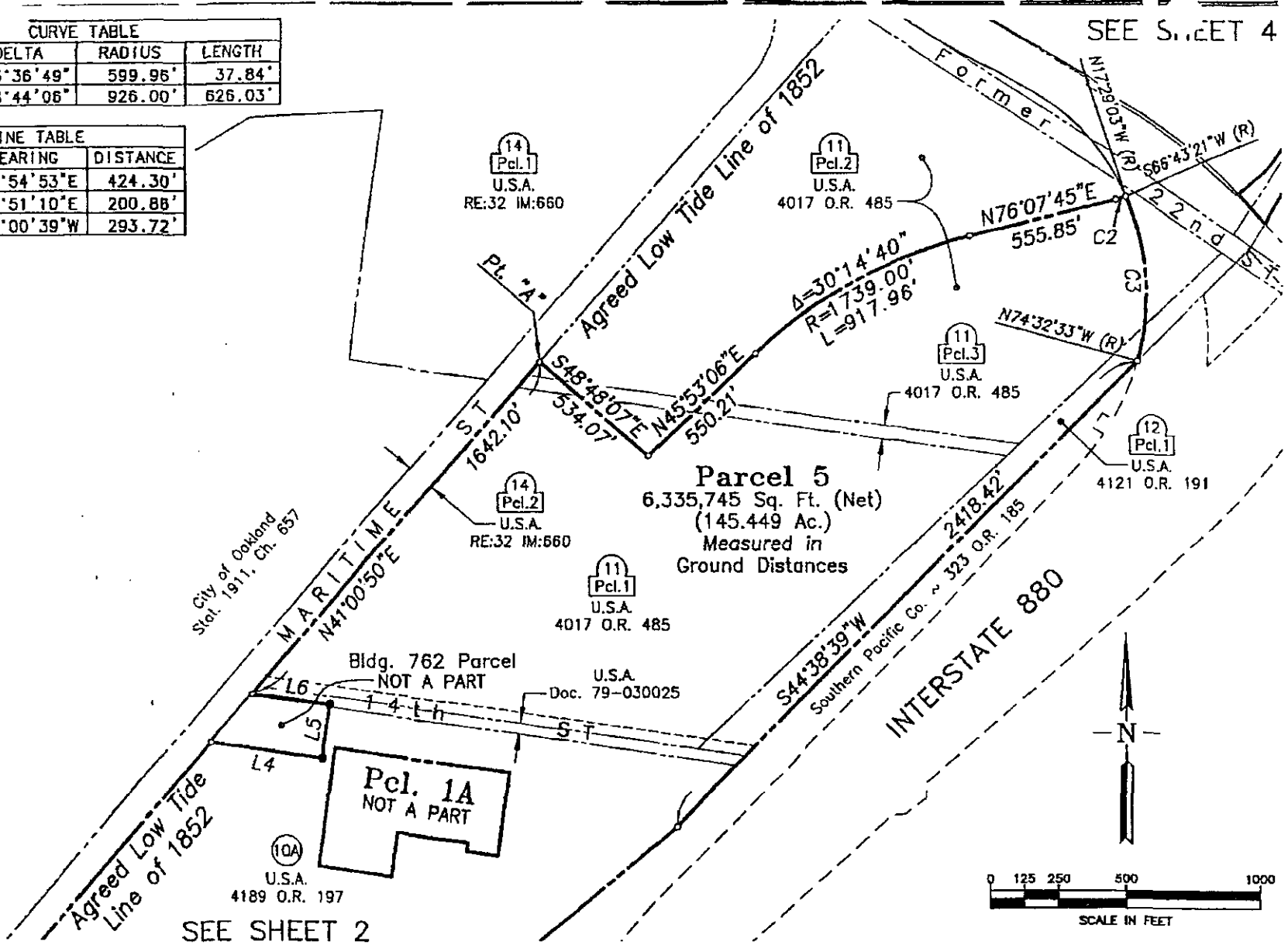
SCHEDULE 1.1 (24)
PLAT TO ACCOMPANY LEGAL DESCRIPTION
EAST MARITIME PROPERTY
OAKLAND ARMY BASE

DRAWN BY: DAM	Field Bk:
CHECKED BY: JRM	Wk. Ord: 104471
SCALE: 1" = 500'	Data File:
DATE: 7/15/2003	Revision:
SHEET 2 OF 5	Rev. date:
ATTACHMENTS:	
FILE LOC: EAST-MARITIME.dwg (2)	

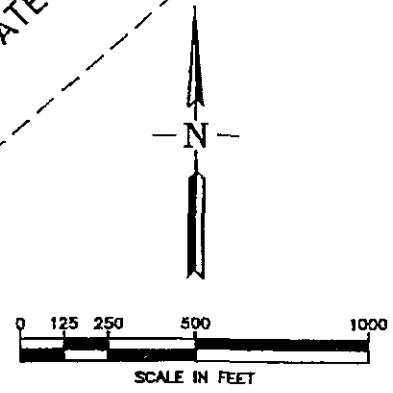
CURVE TABLE			
CURVE	DELTA	RADIUS	LENGTH
C2	3°36'49"	599.96'	37.84'
C3	38°44'06"	926.00'	626.03'

LINE TABLE		
LINE	BEARING	DISTANCE
L4	S81°54'53"E	424.30'
L5	N07°51'10"E	200.88'
L6	N82°00'39"W	293.72'

SEE SHEET 4



SEE SHEET 2



PORT OF OAKLAND

LAND SURVEYS AND MAPPING



530 Water Street
Oakland, California



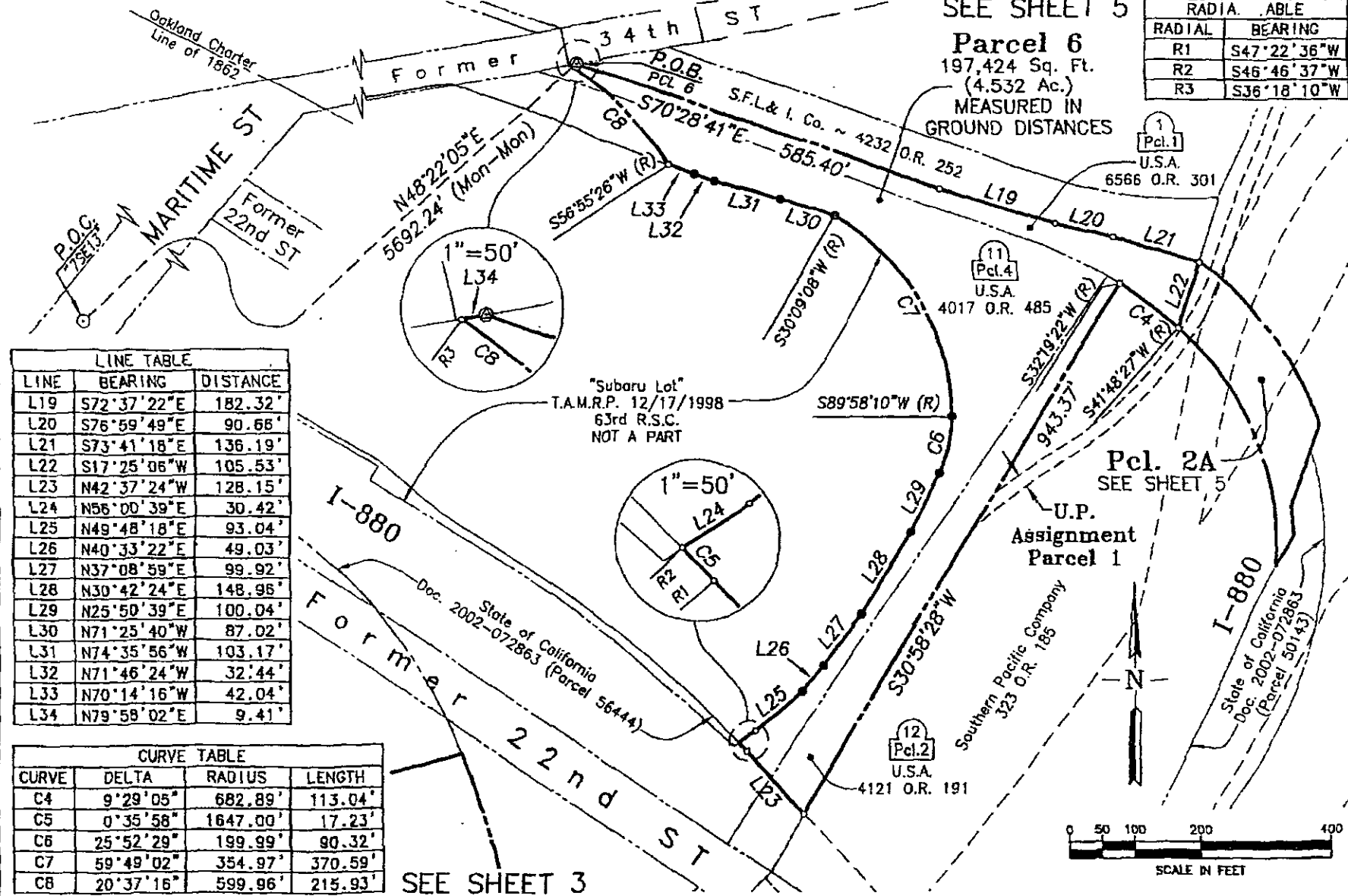
SCHEDULE 1.1 (24)
PLAT TO ACCOMPANY LEGAL DESCRIPTION
EAST MARITIME PROPERTY
OAKLAND ARMY BASE

DRAWN BY: DAM	Field Bk:
CHECKED BY: JRM	Wrk. Ord: 104471
SCALE: 1" = 500'	Data File:
DATE: 7/15/2003	Revision:
SHEET 3 OF 5	Rev. date:
ATTACHMENTS:	
FILE LOC.: EAST MARITIME.dwg (3)	

SEE SHEET 5

Parcel 6
197,424 Sq. Ft.
(4.532 Ac.)
MEASURED IN
GROUND DISTANCES

RADIAL TABLE	
RADIAL	BEARING
R1	S47°22'36"W
R2	S46°46'37"W
R3	S36°18'10"W



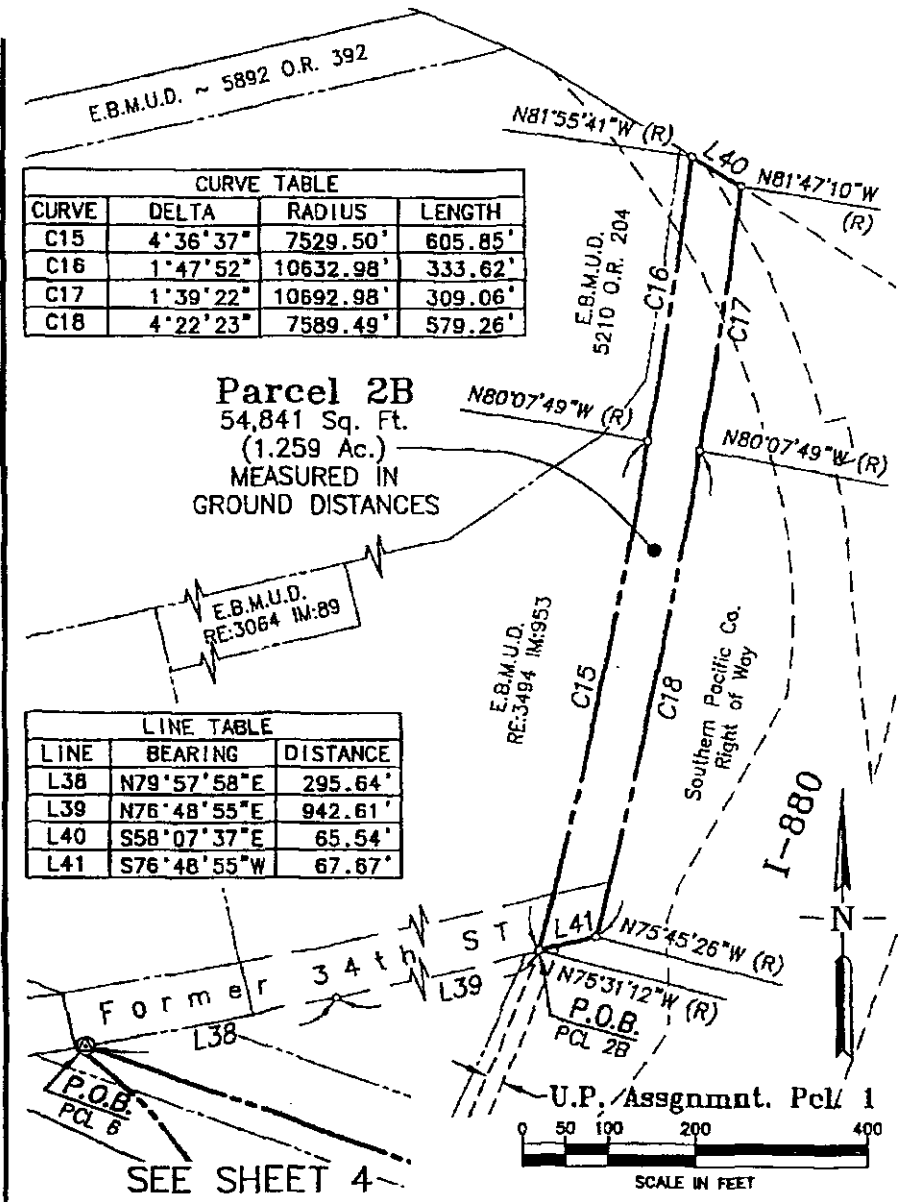
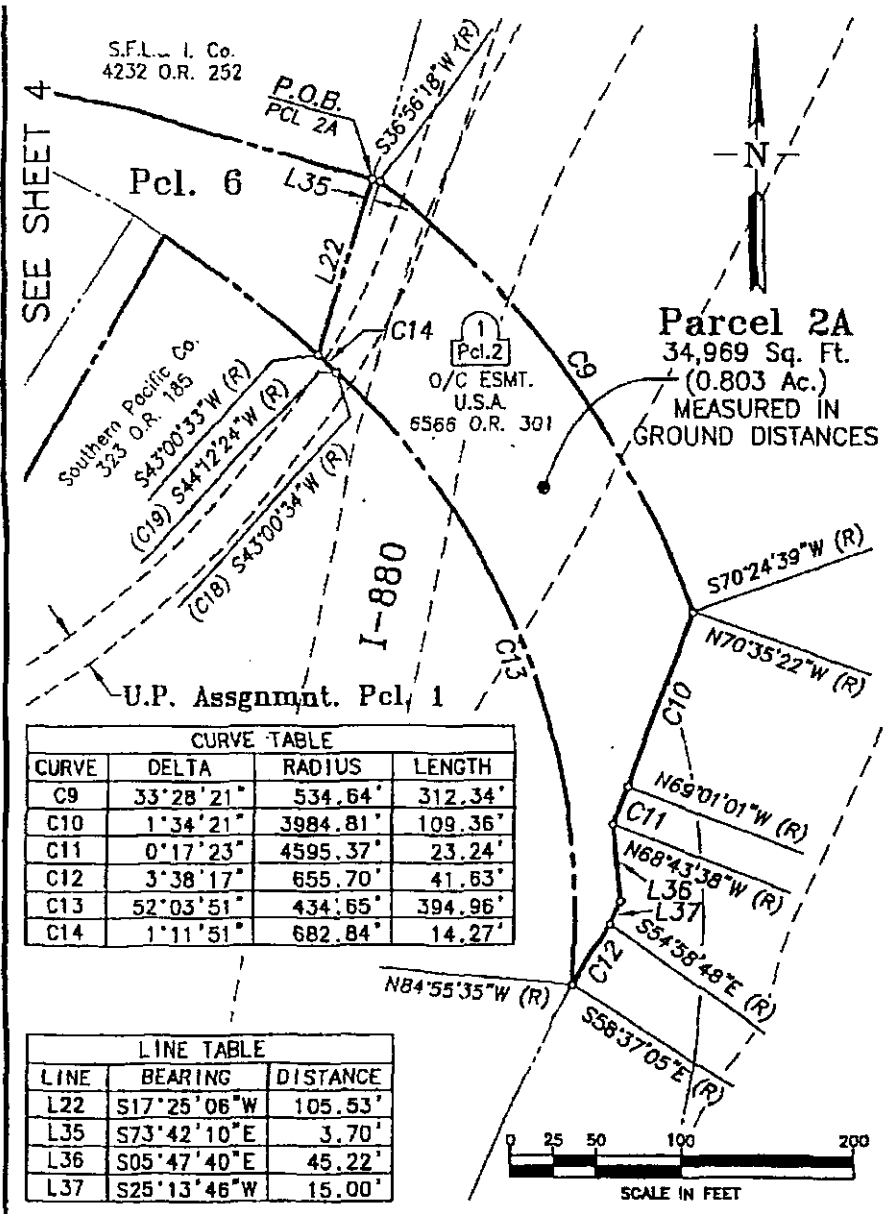
LINE TABLE		
LINE	BEARING	DISTANCE
L19	S72°37'22"E	182.32'
L20	S76°59'49"E	90.66'
L21	S73°41'18"E	136.19'
L22	S17°25'06"W	105.53'
L23	N42°37'24"W	128.15'
L24	N56°00'39"E	30.42'
L25	N49°48'18"E	93.04'
L26	N40°33'22"E	49.03'
L27	N37°08'59"E	99.92'
L28	N30°42'24"E	148.96'
L29	N25°50'39"E	100.04'
L30	N71°25'40"W	87.02'
L31	N74°35'56"W	103.17'
L32	N71°46'24"W	32.44'
L33	N70°14'16"W	42.04'
L34	N79°58'02"E	9.41'

CURVE TABLE			
CURVE	DELTA	RADIUS	LENGTH
C4	9°29'05"	682.89'	113.04'
C5	0°35'58"	1647.00'	17.23'
C6	25°52'29"	199.99'	90.32'
C7	59°49'02"	354.97'	370.59'
C8	20°37'16"	599.96'	215.93'

PORT OF OAKLAND
LAND SURVEYS AND MAPPING
530 Water Street
Oakland, California

SCHEDULE 1.1 (24)
PLAT TO ACCOMPANY LEGAL DESCRIPTION
EAST MARITIME PROPERTY
OAKLAND ARMY BASE

DRAWN BY: DAM	Field Bk:
CHECKED BY: JRM	Wk. Ord: 104471
SCALE: 1" = 200'	Data File:
DATE: 7/15/2003	Revision:
SHEET 4 OF 5	Rev. date:
ATTACHMENTS:	
FILE LOC.: EAST-MARITIME.dwg (4)	



PORT OF OAKLAND
LAND SURVEYS AND MAPPING

530 Water Street
Oakland, California

SCHEDULE 1.1 (24)
PLAT TO ACCOMPANY LEGAL DESCRIPTION
EAST MARITIME PROPERTY
OAKLAND ARMY BASE

DRAWN BY: DAM	Field Bk:
CHECKED BY: JRM	Wrk. Ord: 104471
SCALE: 1" = AS NOTED	Data File:
DATE: 7/15/2003	Revision:
SHEET 5 OF 5	Rev. date:
ATTACHMENTS:	
FILE LOC.: EAST-MARITIME.DWG (5)	

Schedule 1.1 (23)
Legal Description
East Maritime Army Reserve Property
Oakland Army Base

All that certain real property, in the City of Oakland, County of Alameda, State of California, described as follows:

Parcel 1A

A portion of that certain Parcel of land described in that certain Indenture between the Southern Pacific Company and the United States of America, recorded March 2, 1942, in Book 4189 of Official Records, Page 197 in the Office of the Recorder of said Alameda County (hereinafter referred to as 4189 O.R. 197), being Parcel B as described in that unrecorded "Transfer and Acceptance of Military Real Property" from the Military Traffic Management Command of the Oakland Army Base to the 63rd RSC, dated December 17, 1998 (hereinafter referred to as the Building 780 Parcel), and being more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-1-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Record of Surveys, at Pages 50-60, Alameda County Official Records;

Thence North 77°06'11" East 1106.11 feet to the most western corner of said Building 780 Parcel, said corner being marked by a bolt and washer stamped "LS 6379", being the **POINT OF BEGINNING** of Parcel 1A:

Thence along the northwest, northeast, southeast and southwest lines of said Building 780 Parcel the following eight courses:

- 1) North 8°06'06" East, 425.20 feet to the most northern corner of said parcel, said corner being marked by a concrete nail and shiner stamped "LS 6379";
- 2) South 81°58'14" East, 655.73 feet to the most eastern corner of said parcel;
- 3) South 8°01'46" West, 294.89 feet to the southeast corner of said parcel, said corner being marked by a pipe and plug stamped "LS 6379";
- 4) North 82°02'59" West, 117.67 feet to an angle point in said southwest line, said angle point being marked by a pipe and plug stamped "LS 6379";
- 5) North 7°49'06" East, 31.76 feet to an angle point in said southwest line, said angle point

being marked by a pipe and plug stamped "LS 6379";

6) North 82°00'47" West, 261.81 feet to an angle point in said southwest line;

7) South 7°59'16" West, 161.25 feet to an angle point in said southwest line, said angle point being marked by a 2.5" brass disk and bolt stamped "LS 6379";

8) North 82°03'57" West, 276.78 feet to the **POINT OF BEGINNING**, containing 221,199 square feet (5.078 acres) more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this Legal Description.

Parcel 1B

A portion of that Parcel of land described in that certain Indenture between the Southern Pacific Company and the United States of America, recorded February 15, 1979 as Document 79-030025, in the Office of the Recorder of said Alameda County (hereinafter referred to as Doc. 79-030025); A portion of the Parcel of land described in that certain Indenture between the Southern Pacific Company and the United States of America, recorded March 2, 1942, in Book 4189 of Official Records, Page 197 in the Office of the Recorder of said Alameda County (hereinafter referred to as 4189 O.R. 197); A portion of the lands described in that certain Final Judgment as to Interests of Defendant City of Oakland, A Municipal Corporation, United States of America vs. City of Oakland et al., Case No. 21758-L, Case No. 21930-L, Case No. 22084-L. District Court of the United States in and for the Northern District of California, Southern Division, recorded February 24, 1960, Reel 032, Image 660 of Official Records in the Office of the Recorder of said Alameda County herein after referred to as Reel:032, Image:660) all of which being the "Parcel Encompassing Building 762" as described in that certain unrecorded "Transfer and Acceptance of Military Real Property" from the Military Traffic Management Command of the Oakland Army Base to the 63rd RSC, dated September 3, 1997 (herein after referred to as the Building 762 Parcel), and being more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Record of Surveys, at Pages 50-60, Alameda County Official Records;

Thence, North 43°48'16" East 958.07 feet to the most western corner of said Building 762 Parcel, said corner being marked by a 5/8" rebar with plastic cap stamped "LS 5671", being the **POINT OF BEGINNING**;

Thence, along the northwest, northeast, southeast and southwest lines of said Building 762 Parcel the following four courses:

- 1) North 41°02'39" East, 238.78 feet to the most northern corner of said parcel;
- 2) South 82°00'39" East, 299.96 feet to the most eastern corner of said parcel, said corner being marked by a 5/8" rebar with plastic cap stamped "LS 5671";
- 3) South 07°51'10" West, 200.86 feet to the most southern corner of said parcel, said corner being marked by a 5/8" rebar with plastic cap stamped "LS 5671";
- 4) North 81°54'53" West, 430.68 feet to the **POINT OF BEGINNING**, containing 73,278 square feet (1.682 acres) more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this Legal Description.

Parcel 15A

A portion of the Parcels of land described in that certain Indenture between the Southern Pacific Company and the United States of America, recorded April 23, 1941, in Book 4017 of Official Records, Page 485 in the Office of the Recorder of said Alameda County (hereinafter referred to as 4017 O.R. 485), more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-1-286 (hereinafter referred to as the Army Map), said monument also being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Records of Surveys, at Pages 50-60, Alameda County Official Records;

Thence North 48°22'05" East, 5692.24 feet to the northern most corner of Parcel 1, Tract 1 as described in said Final Judgment as to Tract 1 and as to Lack of Interests of Certain Persons as to Property Subject to the Above Action, United States of America vs. Santa Fe Land and Improvement Co., Southern Pacific Railroad Company, et al., Case No. 23099-S, District Court of the United States in and for the Northern District of California, Southern Division, recorded October 22, 1951 in Book 6566 of Official Records, Page 301 in the Office of the Recorder of said Alameda County (hereinafter referred to as 6566 O.R. 301), said corner being the northwest terminus of the course described as "North 71°40'17" West 585.40 feet" in the description of said Parcel 1, Tract 1 (6566 O.R. 301), said corner being marked by a 2 1/2" brass disk with punch mark stamped "City of Oakland Survey Station 8NW9" as shown on Record of Survey No. 1705, filed in Book 26 of Records of Surveys, at Page 1, Alameda County Official Records;

Thence South 57°59'13" East, 432.18 feet to a point on the generally northeastern line of Parcel A as described in an unrecorded "Transfer and Acceptance of Military Real Property" from the Military Traffic Management Command of the Oakland Army Base to the 63rd R.S.C., dated December 17, 1998, said Parcel A being commonly referred to as the "Subaru Lot" (said Parcel A will hereinafter be referred to as the Subaru Lot), being a point on the course described as "South 71°25'25" East, 87.02 feet" in the description of said Parcel A (the Subaru Lot), and being the **POINT OF BEGINNING** of Parcel 15A as herein described;

Thence along the northeastern, eastern and southeastern lines of said Parcel A (the Subaru Lot) the following nine courses:

- 1) South 71°25'40" East, 25.43 feet to the beginning of a non-tangent curve concave southwesterly, having a radius of 354.97 feet and a central angle of 59°49'02", from which the radius point bears South 30°09'08" West, said beginning of curve being marked by a 1 1/2" brass disk with bolt stamped "LS 6379";
- 2) along said curve to the right, an arc distance of 370.59 feet to the beginning of a compound curve concave westerly, having a radius of 199.99 feet and a central angle of 25°52'29", said point of compound curvature being marked by a nail and washer with tag stamped "LS 6379";
- 3) along said curve to the right, an arc distance of 90.32 feet to a point of tangency being marked by a nail and washer with tag stamped "LS 6379";
- 4) South 25°50'39" West, 100.04 feet to an angle point in said line, said point being marked by a nail and washer with tag stamped "LS 6379";
- 5) South 30°42'24" West, 148.96 feet to an angle point in said line, said point being marked by a nail and washer with tag stamped "LS 6379";
- 6) South 37°08'59" West, 99.92 feet to an angle point in said line, said point being marked by a nail and washer with tag stamped "LS 6379";
- 7) South 40°33'22" West, 49.03 feet to an angle point in said line, said point being marked by a nail and washer with tag stamped "LS 6379";
- 8) South 49°48'18" West, 93.04 feet to an angle point in said line;
- 9) South 56°00'39" West, 30.42 feet to the a point on the generally northeastern line of Parcel 56444 as described in that certain Quitclaim Deed, recorded on February 13, 2002 as Document No. 2002072863 of Official Records, in the Office of the Recorder of Alameda County (hereinafter referred to as Doc. 2002072863), said point being the beginning of a non-tangent curve concave southwesterly, having a radius of 1647.00 feet and a central angle of 6°06'10", from which beginning the radius point bears South 46°46'37" West;

Thence along the generally northeastern line of said Parcel 56444 (Doc. 2002072863) along said curve to the left, an arc distance of 175.43 feet to the point of a cusp from which the radius point bears South 40°40'27" West, being the beginning of a non-tangent curve concave westerly, having a radius of 1542.01 feet and a central angle of 6°28'40", from which beginning the radius point bears North 31°02'02" West;

Thence along said curve to the left, an arc distance of 174.33 feet to an angle point from which the radius point bears North 37°30'42" West, being the beginning of a non-tangent curve

concave northwesterly, having a radius of 302.83 feet and a central angle of 16°33'59", from which the radius point bears North 34°34'15" West;

Thence along said curve to the left, an arc distance of 87.56 feet to the beginning of a compound curve concave northwesterly, having a radius of 906.45 feet and a central angle of 4°28'14";

Thence along said curve to the left, an arc distance of 70.73 feet to the beginning of a compound curve concave westerly, having a radius of 426.09 feet and a central angle of 41°30'48";

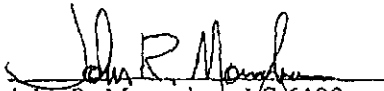
Thence along said curve to the left, an arc distance of 308.72 feet to the beginning of a compound curve concave southwesterly, having a radius of 444.22 feet and a central angle of 25°38'05";

Thence along said curve to the left, an arc distance of 198.75 feet to the **POINT OF BEGINNING**, containing 109,537 square feet (2.514 acres), more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this Legal Description.

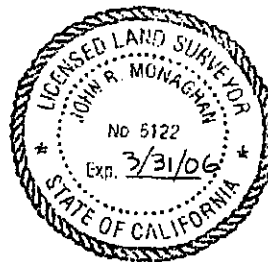
Bearings and distances called for herein are based upon the California Coordinate System, Zone III, North American Datum of 1983 (1986 values) as shown upon that certain map entitled Record of Survey 990, filed in Book 18 of Records of Surveys, Pages 50-60, Alameda County Records unless otherwise indicated. To obtain ground level distances, multiply distances called for herein by 1.0000705.

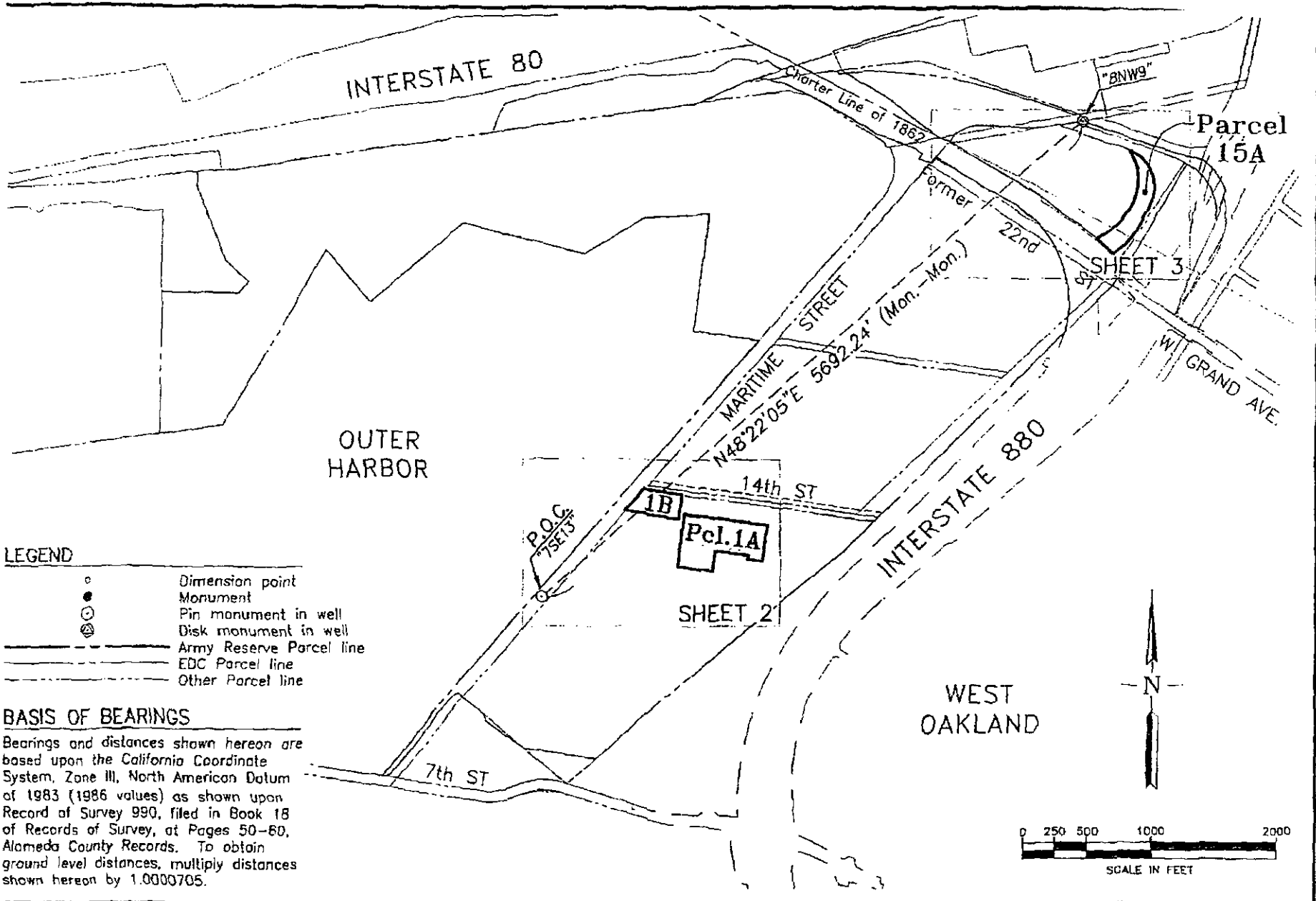
End of Description

I hereby state that this description and its accompanying plat were prepared by me, or under my direction, in October 2003.


John R. Monaghan, LS 6122
License Expires: 03/31/06

10/15/03
Date





LEGEND

- Dimension point
- Monument
- ⊙ Pin monument in well
- ⊗ Disk monument in well
- Army Reserve Parcel line
- - - EDC Parcel line
- · · Other Parcel line

BASIS OF BEARINGS

Bearings and distances shown hereon are based upon the California Coordinate System, Zone III, North American Datum of 1983 (1986 values) as shown upon Record of Survey 990, filed in Book 18 of Records of Survey, at Pages 50-60, Alameda County Records. To obtain ground level distances, multiply distances shown hereon by 1.0000705.

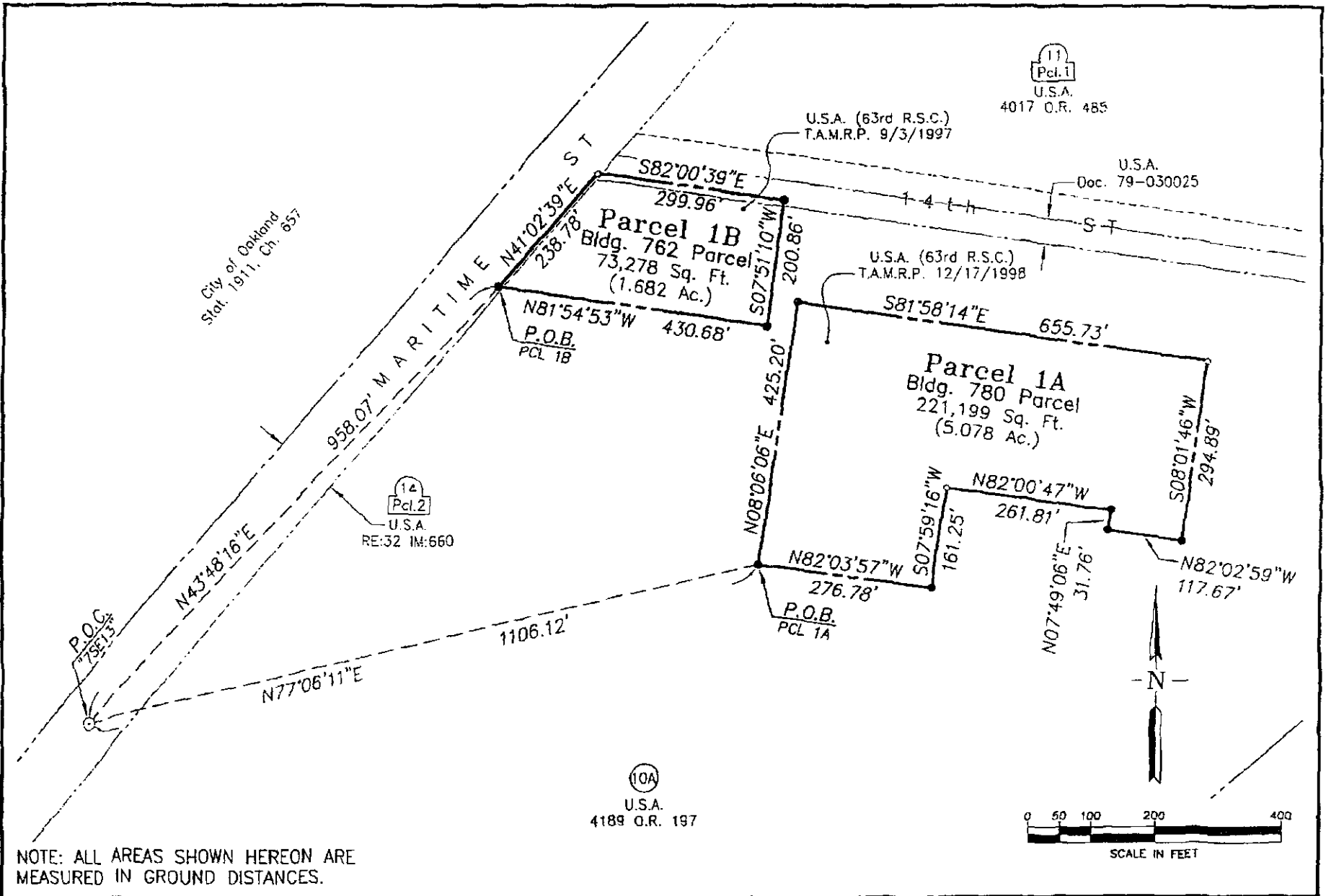
PORT OF OAKLAND

LAND SURVEYS AND MAPPING
 530 Water Street
 Oakland California



SCHEDULE 1.1 (23)
 PLAT TO ACCOMPANY LEGAL DESCRIPTION
 EAST MARITIME ARMY RESERVE PROPERTY
 OAKLAND ARMY BASE

DRAWN BY: DAM	Field Bk:
CHECKED BY: JRM	Wrk. Ord: 104471
SCALE: 1" = 1000'	Data File:
DATE: 7/15/2003	Revision: 1
SHEET 1 OF 3	Rev. date: 10/9/03
ATTACHMENTS:	
FILE LOC.: EAST-MARITIME-AR_R1.DWG (1)	



PORT OF OAKLAND

LAND SURVEYS AND MAPPING

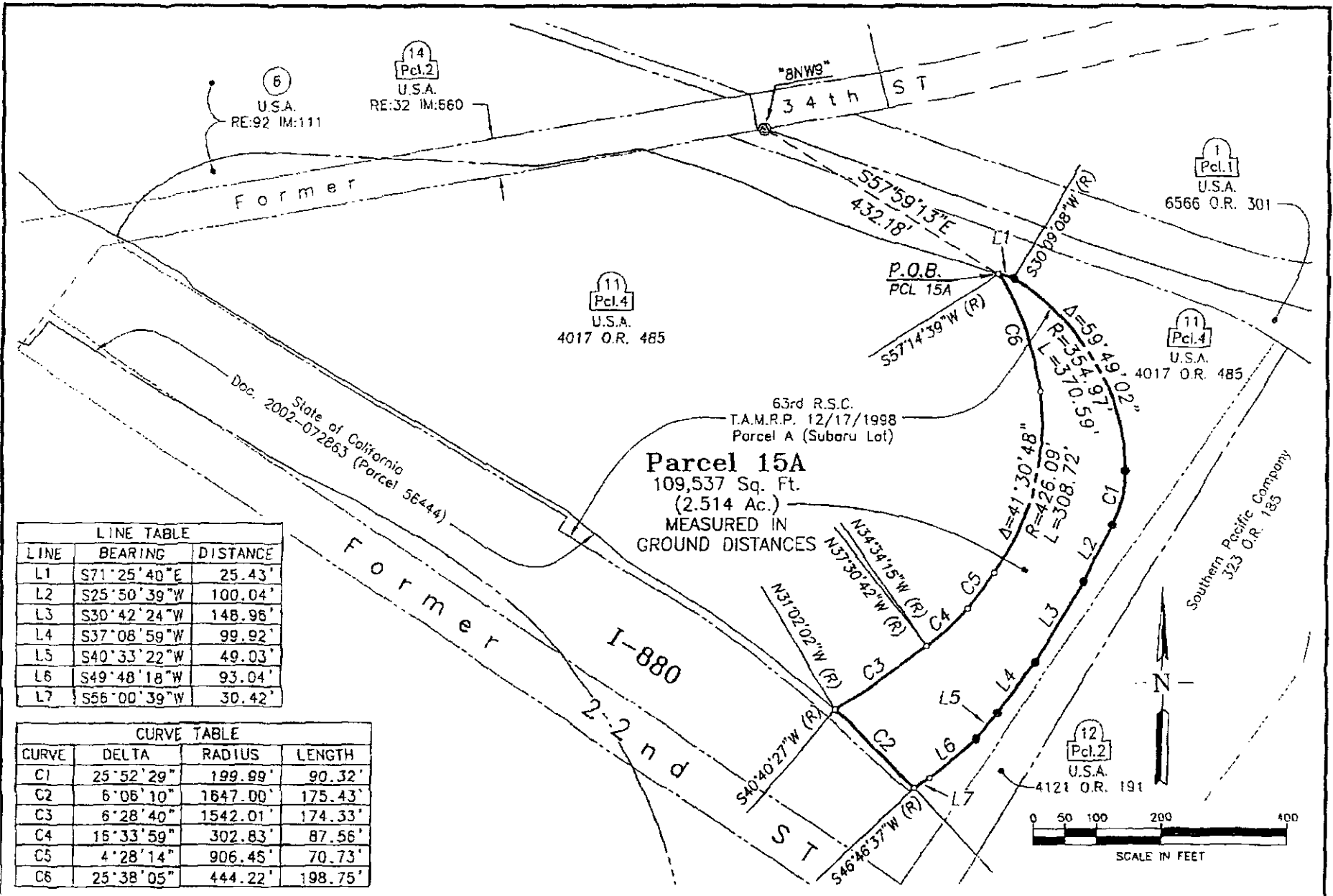


530 Water Street
Oakland, California



SCHEDULE 1.1 (23)
PLAT TO ACCOMPANY LEGAL DESCRIPTION
EAST MARITIME ARMY RESERVE PROPERTY
OAKLAND ARMY BASE

DRAWN BY: DAW	Field Bk:
CHECKED BY: JRM	Wrk. Ord: 104471
SCALE: 1" = 200'	Data File:
DATE: 7/15/2003	Revision: 1
SHEET 2 OF 3	Rev. date: 10/9/03
ATTACHMENTS:	
FILE LOC. > EAST-MARITIME-AR_RI.DWG (2)	



LINE TABLE		
LINE	BEARING	DISTANCE
L1	S71°25'40"E	25.43'
L2	S25°50'39"W	100.04'
L3	S30°42'24"W	148.98'
L4	S37°08'59"W	99.92'
L5	S40°33'22"W	49.03'
L6	S49°48'18"W	93.04'
L7	S56°00'39"W	30.42'

CURVE TABLE			
CURVE	DELTA	RADIUS	LENGTH
C1	25°52'29"	199.99'	90.32'
C2	6°06'10"	1647.00'	175.43'
C3	6°28'40"	1542.01'	174.33'
C4	16°33'59"	302.83'	87.56'
C5	4°28'14"	906.45'	70.73'
C6	25°38'05"	444.22'	198.75'

PORT OF OAKLAND

LAND SURVEYS AND MAPPING



530 Water Street
Oakland, California



SCHEDULE 1.1 (23)
PLAT TO ACCOMPANY LEGAL DESCRIPTION
EAST MARITIME ARMY RESERVE PROPERTY
OAKLAND ARMY BASE

DRAWN BY: DAM	Field Bk:
CHECKED BY: JRM	Wrk. Ord: 104471
SCALE: 1" = 200'	Data File:
DATE: 7/15/2003	Revision: 1
SHEET 3 OF 3	Rev. date: 10/9/03
ATTACHMENTS:	
FILE LOC. > EAST-MARITIME-AR_R1.DWG (3)	

DRAFT

Exhibit "A"
Legal Description
Army I-880 Corridor Property
Oakland Army Base

All that certain real property situated in the City of Oakland, County of Alameda, State of California, described as follows:

Parcel 1

A portion of the property described in that certain Final Judgment as to Tract 1 and as to Lack of Interests of Certain Persons as to Property Subject to the Above Action, United States of America vs. Santa Fe Land and Improvement Co., Southern Pacific Railroad Company et al., Case No. 23099-S, District Court of the United States in and for the Northern District of California, Southern Division, recorded October 22, 1951, in Book 6566 of Official Records, Page 301 in the Office of the Recorder of said Alameda County (hereinafter referred to as 6566 O.R. 301) more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Record of Surveys, at Pages 50-60, Alameda County Official Records;

Thence North 65°24'13" East, 5498.39 feet to a point at the intersection of the southeastern line of Tract 3 described in said Final Judgment (6566 O.R. 301) and the generally eastern right of way line of State Highway 880 as shown on Sheet 8 of Record of Survey 1687, filed on August 7, 2000 in Book 25 of Records of Surveys at Pages 58-69, Alameda County Official Records (hereinafter referred to as 25 R/S 58), said point being on the course described on said Record of Survey 1687 as "L3, North 07°21'56" West, 45.78 feet", and being the **POINT OF BEGINNING** of Parcel 1 as herein described;

Thence along said generally eastern line of said State Highway 880 the following three courses:

- 1) North 07°21'50" West, 9.41 feet to an angle point;
- 2) North 32°49'03" East, 407.37 feet to the beginning of a curve concave northwesterly, having a radius of 3579.00 feet and a central angle of 4°51'10", said beginning being marked by a 1" iron pipe and CalTrans cap as shown on said Record of Survey 1687;
- 3) *along said curve to the left, an arc distance of 303.14 feet to the point of a cusp, being a point on the generally eastern line of Tract 1, Parcel 4, as described in said judgment (6566 O.R. 301), being the beginning of a non-tangent curve concave northwesterly, having a radius of 685.05 feet*

and a central angle of $13^{\circ}21'38''$, from which beginning the radius point bears North $76^{\circ}03'14''$ West;

Thence along said generally eastern line of said Tract 1, Parcel 4, along said curve to the right, an arc distance of 159.74 feet to a point on the northeastern line of 24th Street, now abandoned, being the eastern most corner of Tract 1, Parcel 5, as described in said judgment (6566 C.R. 301), said point being the beginning of a continuation of the last described curve, concave westerly, having a radius of 685.05 feet and a central angle of $5^{\circ}01'47''$;

Thence along the eastern line of said Tract 1, Parcel 5, along said curve to the right, an arc distance of 60.14 feet to eastern most corner of Tract 1, Parcel 6, described in said judgment (6566 O.R. 301), said point being the beginning of a continuation of the last described curve, concave northwesterly, having a radius of 685.05 feet and a central angle of $2^{\circ}34'45''$;

Thence along the generally eastern line of said Tract 1, Parcel 6, the following two courses:

- 1) along said curve to the right, an arc distance of 30.84 feet to a point of tangency;
- 2) South $34^{\circ}56'32''$ West, 315.31 feet to the eastern most corner of said Tract 3;

Thence along the eastern line of said Tract 3, South $34^{\circ}56'32''$ West, 155.69 feet to the **POINT OF BEGINNING**, containing 11,466 square feet (0.263 acres), more or less, measured in ground distances.

Parcel 1A

A portion of the property described in that certain Final Judgment as to Tract 1 and as to Lack of Interests of Certain Persons as to Property Subject to the Above Action, United States of America vs. Santa Fe Land and Improvement Co., Southern Pacific Railroad Company et al., Case No. 23099-S, District Court of the United States in and for the Northern District of California, Southern Division, recorded October 22, 1951, in Book 6566 of Official Records, Page 301 in the Office of the Recorder of said Alameda County (hereinafter referred to as 6566 O.R. 301) more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Record of Surveys, at Pages 50-60, Alameda County Official Records;

Thence North $65^{\circ}24'13''$ East, 5498.39 feet to a point at the intersection of the southeastern line of Tract 3 described in said Final Judgment (6566 O.R. 301) and the generally eastern right of way line of State Highway 880 as shown on Sheet 8 of Record of Survey 1687, filed on August

7, 2000 in Book 25 of Records of Surveys at Pages 58-69, Alameda County Official Records (hereinafter referred to as 25 R/S 58), said point being on the course described on said Record of Survey 1687 as "L3, North 07°21'56" West, 45.78 feet", and being the **POINT OF BEGINNING** of Parcel 1A as herein described;

Thence along said southeastern line of said Tract 3 (6566 O.R. 301) South 34°56'32" West, 39.95 feet to the southern most corner of said Tract 3;

Thence North 22°26'09" East, 199.28 feet to the northern most corner of said Tract 3 (6566 O.R. 301), being a point on the southwestern line of Tract 1, Parcel 6, described in said judgment (6566 O.R. 301);

Thence along said southwestern line North 56°29'36" West, 0.80 feet to the western most corner of said Tract 1, Parcel 6 (6566 O.R. 301);

Thence along the northwestern line of said Tract 1, Parcel 6, North 18°55'47" East, 47.61 feet to a point on the southwestern line of 23rd Street, now abandoned, said point also being the southwest corner of Tract 1, Parcel 7, as described in said judgment (6566 O.R. 301);

Thence along the northwestern line of said Tract 1, Parcel 7 (6566 O.R. 301) the following two courses:

- 1) North 18°55'47" East, 10.83 feet to an angle point;
- 2) North 25°26'32" East, 50.01 feet to a point on the northeast line of said 23rd Street, said point being the northern most corner of said Tract 1, Parcel 7, and being an angle point in the generally western line of said Tract 1, Parcel 6;

Thence along said generally western line of said Tract 1, Parcel 6, North 25°26'32" East, 242.37 feet to a point on the southwest line of 24th Street, now abandoned, said point being the western most corner of Tract 1, Parcel 5 described in said judgment (6566 O.R. 301);

Thence along the northwest line of said Tract 1, Parcel 5 the following two courses:

- 1) North 25°26'32" East, 33.89 feet to the beginning of a curve concave northwesterly, having a radius of 4600.37 feet and a central angle of 0°19'58";
- 2) along said curve to the left, an arc distance of 26.72 feet to a point on the northeast line of said 24th Street, said point being the western most corner of Tract 1, Parcel 4, described in said judgment (6566 O.R. 301), said point being the beginning of a continuation of the last described curve, concave northwesterly, having a radius of 4600.37 feet and a central angle of 1°32'08";

Thence along the generally western line of said Tract 1, Parcel 4, the following six courses:

- 1) along said curve to the left, an arc distance of 123.29 feet to the beginning of a reverse curve concave southeasterly, having a radius of 655.70 feet and a central angle of 11°26'46";

2) along said reverse curve to the right, an arc distance of 130.99 feet to an angle point from which the radius point bears South $54^{\circ}58'48''$ East;

3) North $25^{\circ}13'46''$ East, 15.00 feet to an angle point;

4) North $05^{\circ}47'40''$ West, 45.22 feet to the beginning of a non-tangent curve concave northwesterly, having a radius of 4595.37 feet and a central angle of $0^{\circ}17'23''$, from which beginning the radius point bears North $68^{\circ}43'38''$ West;

5) along said curve to the left, an arc distance of 23.24 feet to the beginning of a compound curve concave northwesterly, having a radius of 3984.81 feet and a central angle of $0^{\circ}58'37''$;

6) along said curve to the left, an arc distance of 67.94 feet to the point of a cusp, from which the radius point bears North $69^{\circ}59'38''$ East, being the northern most corner of said Tract 1, Parcel 4, and being the beginning of a non-tangent curve concave southwesterly, having a radius of 509.64 feet and a central angle of $14^{\circ}00'06''$, from which beginning the radius point bears South $73^{\circ}59'07''$ West;

Thence along the generally eastern line of said Tract 1, Parcel 4, along said curve to the right, an arc distance of 124.55 feet to the northern most corner of Tract 1, Parcel 3, as described in said judgment (6566 O.R. 301), being the beginning of a continuation of the last described curve, concave westerly, having a radius of 509.64 feet and a central angle of $7^{\circ}08'12''$;

Thence along the eastern line of said Tract 1, Parcel 3, along said curve to the right, an arc distance of 63.48 feet to an angle point in the generally eastern line of said Tract 1, Parcel 4, being the beginning of a continuation of the last described curve, concave westerly, having a radius of 509.64 feet and a central angle of $2^{\circ}15'50''$;

Thence along the generally eastern line of said Tract 1, Parcel 4 the following two courses:

1) along said curve to the right, an arc distance of 20.14 feet to the beginning of a compound curve concave northwesterly, having a radius of 685.05 feet and a central angle of $6^{\circ}33'16''$;

2) along said curve to the right, an arc distance of 78.37 feet to a point on the generally eastern line of said State Highway 880 as shown on Sheet 8 of said Record of Survey 1687 (25 R/S 58), being the beginning of a non-tangent curve concave northwesterly, having a radius of 3579.00 feet and a central angle of $4^{\circ}51'10''$, from which beginning the radius point bears North $62^{\circ}02'08''$ West;

Thence along said generally eastern line of said State Highway 880 the following three courses:

1) along said curve to the right, an arc distance of 303.14 feet to a point of tangency marked by a 1" iron pipe and CalTrans cap as shown on said Record of Survey 1687;

2) South $32^{\circ}49'03''$ West, 407.37 feet to an angle point;

3) South $07^{\circ}21'50''$ East, 9.41 feet to the **POINT OF BEGINNING**, containing 58,014 square feet (1.332 acres), more or less, measured in ground distances.

Parcel 2

A portion of those Parcels of land described in that certain Indenture between the Southern Pacific Company and the United States of America, recorded April 23, 1941, in Book 4017 of Official Records, Page 485 in the Office of the Recorder of said Alameda County (hereinafter referred to as 4017 O.R. 485); And a portion of those Parcels of land described in that certain Indenture between the Southern Pacific Company and the United States of America, recorded October 6, 1941, in Book 4121 of Official Records, Page 191 in the Office of the Recorder of said Alameda County (hereinafter referred to as 4121 O.R. 191), more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Record of Surveys, at Pages 50-60, Alameda County Official Records;

Thence North $58^{\circ}38'49''$ East, 5253.63 feet to the southern most corner of Parcel A described in an unrecorded "Transfer and Acceptance of Military Real Property" from the Military Traffic Management Command of the Oakland Army Base to the 63rd R.S.C., dated December 17, 1998, said Parcel A being commonly referred to as the "Subaru Lot" (hereinafter referred to as the Subaru Lot), said corner being the southwest terminus of the course described as "South $56^{\circ}00'54''$ West, 39.01 feet" in the description of said Parcel A, being marked by a 1" iron pipe with plug stamped "LS 6379", being the **POINT OF BEGINNING** of Parcel 2 as herein described;

Thence along the southeastern line of said Parcel A, North $56^{\circ}00'39''$ East, 8.59 feet to a point on the generally northeastern line of Parcel 56444 described in that certain Quitclaim Deed, recorded on February 13, 2002 as Document No. 2002-072863 of Official Records, in the Office of the Recorder of Alameda County (hereinafter referred to as Doc. 2002-072863), being the beginning of a non-tangent curve concave southwesterly, having a radius of 1647.00 feet and a central angle of $0^{\circ}35'58''$, from which beginning the radius point bears South $46^{\circ}46'37''$ West;

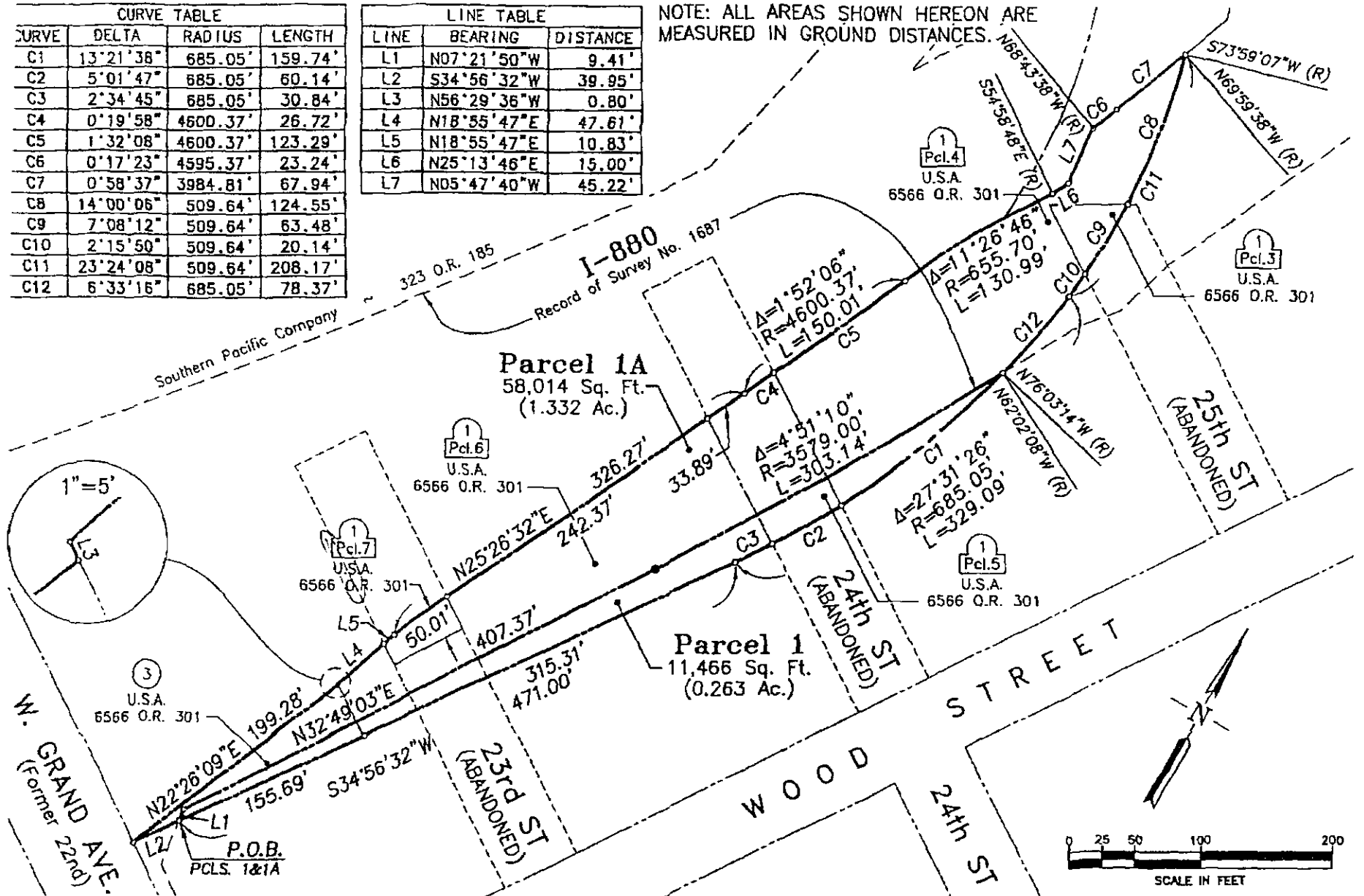
Thence along said generally northeastern line of said Parcel 56444 the following two courses:

1) along said curve to the right, an arc distance of 17.23 feet to a point of tangency;

CURVE TABLE			
CURVE	DELTA	RADIUS	LENGTH
C1	13°21'38"	685.05'	159.74'
C2	5°01'47"	685.05'	60.14'
C3	2°34'45"	685.05'	30.84'
C4	0°19'58"	4600.37'	26.72'
C5	1°32'08"	4600.37'	123.29'
C6	0°17'23"	4595.37'	23.24'
C7	0°58'37"	3984.81'	67.94'
C8	14°00'06"	509.64'	124.55'
C9	7°08'12"	509.64'	63.48'
C10	2°15'50"	509.64'	20.14'
C11	23°24'08"	509.64'	208.17'
C12	6°33'16"	685.05'	78.37'

LINE TABLE		
LINE	BEARING	DISTANCE
L1	N07°21'50"W	9.41'
L2	S34°56'32"W	39.95'
L3	N56°29'36"W	0.80'
L4	N18°55'47"E	47.61'
L5	N18°55'47"E	10.83'
L6	N25°13'46"E	15.00'
L7	N05°47'40"W	45.22'

NOTE: ALL AREAS SHOWN HEREON ARE MEASURED IN GROUND DISTANCES.



PORT OF OAKLAND

LAND SURVEYS AND MAPPING



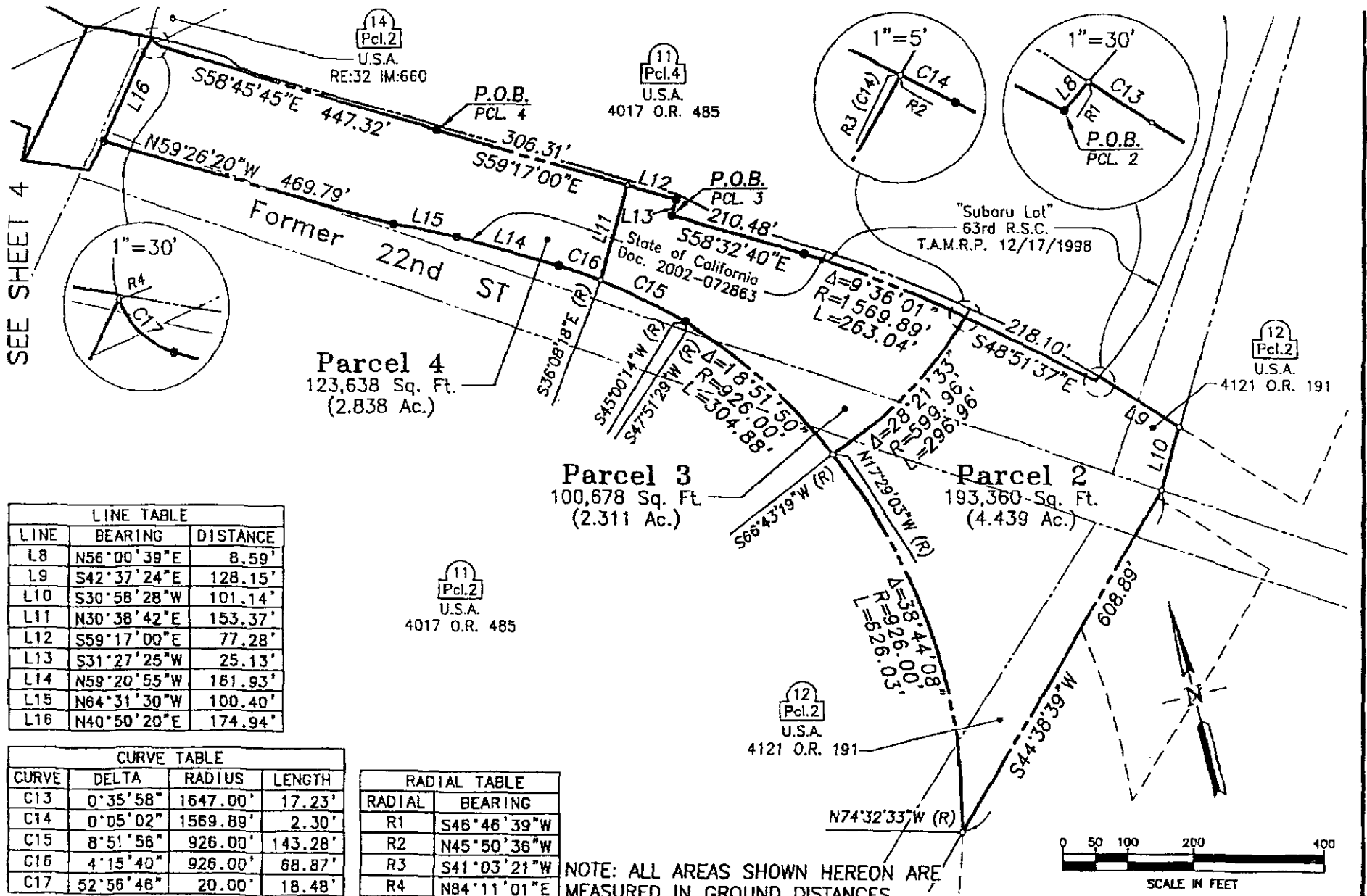
530 Water Street
Oakland, California



EXHIBIT 'A'

PLAT TO ACCOMPANY LEGAL DESCRIPTION
ARMY I-880 CORRIDOR PROPERTY
OAKLAND ARMY BASE

DRAWN BY: DAM	Field Bk:
CHECKED BY: JRM	Wrk. Ord: 104471
SCALE: 1" = 100'	Data File:
DATE: 7/15/2003	Revision:
SHEET 2 OF 4	Rev. date:
ATTACHMENTS:	
FILE LOC.: Army-1880_plat.dwg (2)	



LINE TABLE		
LINE	BEARING	DISTANCE
L8	N56°00'39"E	8.59'
L9	S42°37'24"E	128.15'
L10	S30°58'28"W	101.14'
L11	N30°38'42"E	153.37'
L12	S59°17'00"E	77.28'
L13	S31°27'25"W	25.13'
L14	N59°20'55"W	161.93'
L15	N64°31'30"W	100.40'
L16	N40°50'20"E	174.94'

CURVE TABLE			
CURVE	DELTA	RADIUS	LENGTH
C13	0°35'58"	1647.00'	17.23'
C14	0°05'02"	1569.89'	2.30'
C15	8°51'56"	926.00'	143.28'
C16	4°15'40"	926.00'	68.87'
C17	52°56'46"	20.00'	18.48'

RADIAL TABLE	
RADIAL	BEARING
R1	S46°46'39"W
R2	N45°50'36"W
R3	S41°03'21"W
R4	N84°11'01"E

NOTE: ALL AREAS SHOWN HEREON ARE MEASURED IN GROUND DISTANCES.

PORT OF OAKLAND
LAND SURVEYS AND MAPPING
530 Water Street
Oakland, California

EXHIBIT 'A'
PLAT TO ACCOMPANY LEGAL DESCRIPTION
ARMY I-880 CORRIDOR PROPERTY
OAKLAND ARMY BASE

DRAWN BY: DAM	Field Bk:
CHECKED BY: JRM	Wrk. Ord: 104471
SCALE: 1"= 200'	Data File:
DATE: 7/15/2003	Revision:
SHEET 3 OF 5	Rev. date:
ATTACHMENTS:	
FILE LOC.> Army-I880_plat.dwg (3)	

EXHIBIT A
Legal Description
A Portion of Army Reserve I-880 Corridor Property

All that certain real property situated in the City of Oakland, County of Alameda, State of California, described as follows:

Caltrans Parcel 2A

A portion of Parcel No. 4 described in that certain Indenture between the Southern Pacific Company and the United States of America, recorded April 23, 1941, in Book 4017 of Official Records at Page 485 in the Office of the Recorder of said Alameda County (hereinafter referred to as 4017 O.R. 485), being a portion of the lands commonly referred to as the "Subaru Lot" and described as Parcel A in an unrecorded "Transfer and Acceptance of Military Real Property" from the Military Traffic Command of the Oakland Army Base to the 63rd R.S.C., dated December 17, 1998, and being more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Records of Surveys, at Pages 50-60, Alameda County Official Records;

Thence North 58°38'49" East, 5253.63 feet to the southern most corner of said Parcel A described in said unrecorded "Transfer and Acceptance of Military Real Property" from the Military Traffic Management Command of the Oakland Army Base to the 63rd R.S.C., dated December 17, 1998 (hereinafter referred to as the Subaru Lot), being the southwest terminus of the course described as "South 56°00'54" West, 39.01 feet" in the description of said Parcel A, being marked by a 1" iron pipe with plug stamped "LS 6379", and being the **POINT OF BEGINNING** of Caltrans Parcel 2A as herein described;

Thence along the generally southwestern line of said Parcel A (the Subaru Lot) the following two courses:

- 1) North 48°51'37" West, 218.10 feet to the beginning of a curve concave southwesterly, having a radius of 1569.89 feet and a central angle of 0°05'02", said beginning being marked by a 1" iron pipe and plug stamped "LS 6379";
- 2) along said curve to the left, an arc distance of 2.30 feet to the point of a cusp from which the radius point bears South 41°03'21" West, being the beginning of a non-tangent curve concave

northwesterly, having a radius of 599.96 feet and a central angle of 1°26'59", from which beginning the radius point bears North 45°50'36" West;

Thence departing from said southwestern line of said Parcel A (the Subaru Lot), along said curve to the left, an arc distance of 15.18 feet to a point on the generally northeastern line of Parcel 56444 described in that certain Quitclaim Deed, recorded on February 13, 2002 as Document No. 2002-072863 of Official Records, in the Office of the Recorder of Alameda County (hereinafter referred to as Doc. 2002-072863), being the beginning of a non-tangent curve concave southwesterly, having a radius of 1647.00 feet and a central angle of 7°43'56", from which beginning the radius point bears South 39°02'41" West;


Thence along said generally northeastern line of said Parcel 56444 (Doc. 2002-072863), along said curve to the right, an arc distance of 222.27 feet to the generally southeastern line of said Parcel A (the Subaru Lot);

Thence along said generally southeastern line of said Parcel A (the Subaru Lot), South 56°00'39" West, 8.59 feet to the **POINT OF BEGINNING**, containing 3,155 square feet (0.072 acres), more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this legal description.

Bearings and distances called for herein are based upon the California Coordinate System, Zone III, North American Datum of 1983 (1986 values) as shown upon that certain map entitled Record of Survey 990, filed in Book 18 of Record of Surveys, Pages 50-60, Alameda County Records unless otherwise indicated. To obtain ground level distances, multiply distances called for herein by 1.0000705.

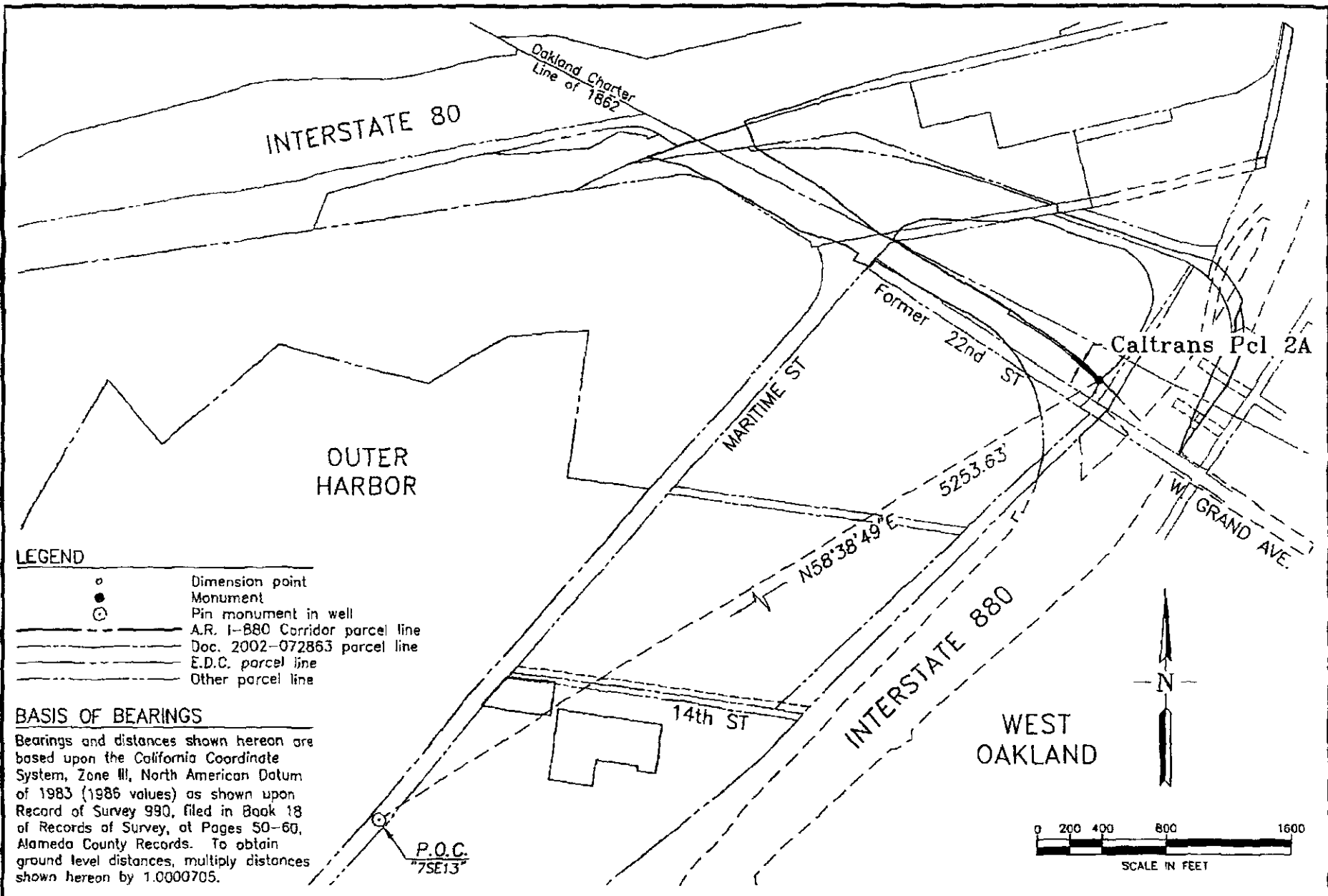
End of Description

I hereby state that this description and its accompanying plat were prepared by me, or under my direction, in July of 2004.


John R. Monaghan, LS 6122
License expires March 31, 2006

7/20/04
Date





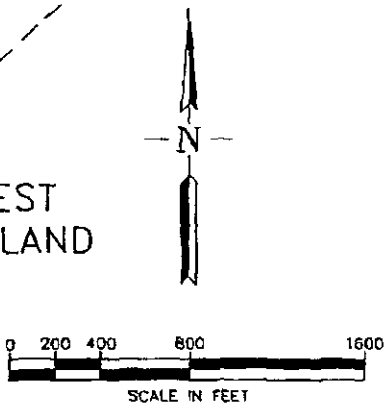
LEGEND

- Dimension point
- Monument
- ⊙ Pin monument in well
- A.R. I-880 Corridor parcel line
- - - Doc. 2002-072863 parcel line
- E.D.C. parcel line
- - - Other parcel line

BASIS OF BEARINGS

Bearings and distances shown hereon are based upon the California Coordinate System, Zone III, North American Datum of 1983 (1986 values) as shown upon Record of Survey 990, filed in Book 18 of Records of Survey, at Pages 50-60, Alameda County Records. To obtain ground level distances, multiply distances shown hereon by 1.0000705.

P.O.C.
"75E13"



PORT OF OAKLAND
 LAND SURVEYS AND MAPPING
 530 Water Street
 Oakland, California

EXHIBIT A
 PLAT TO ACCOMPANY LEGAL DESCRIPTION
 CALTRANS PARCEL 2A

DRAWN BY: DAM	Field Bk:
CHECKED BY: JRM	Wrk. Ord: BTO#601132
SCALE: 1" = 800'	Data File:
DATE: 7/20/2004	Revision:
SHEET 1 OF 2	Rev. date:
ATTACHMENTS:	
FILE LOC.: > AR-1880-2A.dwg	

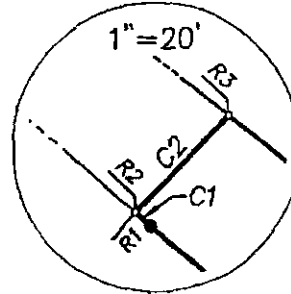
NOTE: ALL AREAS SHOWN HEREON ARE MEASURED IN GROUND DISTANCES.

LINE TABLE		
LINE	BEARING	DISTANCE
L1	S56°00'39"W	8.59'

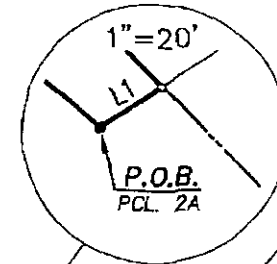
CURVE TABLE			
CURVE	DELTA	RADIUS	LENGTH
C1	0°05'02"	1569.89'	2.30'
C2	1°26'59"	599.96'	15.18'

RADIAL TABLE	
RADIAL	BEARING
R1	S41°03'21"W
R2	N45°50'36"W
R3	N47°17'35"W

11
Pcl.4
U.S.A.
4017 O.R. 485



"Subaru Lot"
63rd R.S.C.
T.A.M.R.P. 12/17/1998



Former

22nd

STREET

Caltrans
Parcel 2A
3,155 Sq. Ft.
(0.072 Ac.)

State of California
Doc. 2002-072863

S39°02'41"W (R)

N48°51'37"W 218.10'

S46°46'37"W (R)

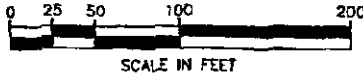
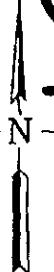
$\Delta = 743.56"$
 $R = 1647.00'$
 $L = 222.27'$

11
Pcl.2
U.S.A.
4017 O.R. 485

12
Pcl.2
U.S.A.
4121 O.R. 191

OPMENT DATE
FEB 28 2006

6-1



PORT OF OAKLAND

LAND SURVEYS AND MAPPING



530 Water Street
Oakland, California



EXHIBIT A PLAT TO ACCOMPANY LEGAL DESCRIPTION CALTRANS PARCEL 2A

DRAWN BY: DAM	Field Bk:
CHECKED BY: JRM	Wrk. Ord: BTO#601132
SCALE: 1" = 100'	Data File:
DATE: 7/20/2004	Revision:
SHEET 2 OF 2	Rev. date:
ATTACHMENTS:	
FILE LOC.> AR-1880-2A.dwg	

EXHIBIT C

Oakland Army Base
Title Settlement and Exchange Agreement
Legal Description – Parcel A

All that certain real property, in the City of Oakland, County of Alameda, State of California, described as follows:

Parcel A-1

A portion of Parcel 7 as described in that certain Quitclaim Deed for West Maritime Submerged Property recorded August 8, 2003 as Doc. No. 2003466374 in the Office of the Recorder of the said County of Alameda (hereinafter referred to as Doc. 2003466374), being more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Records of Surveys, at Pages 50-60, Official Records of the said County of Alameda;

Thence South 38°00 05 West, 989.35 feet to the eastern most corner of Parcel Seven as described in that certain Quitclaim Deed, recorded on June 15, 1999 as Doc. No. 99222447 of Official Records, in the Office of the Recorder of the said County of Alameda (hereinafter referred to as Doc. 99222447), being a point on the agreed upon location of the "Low Tide Line of 1852 as described in City of Oakland Ordinance No. 3099, a certified copy of which was recorded on October 10, 1910 in Book 1837 of Deeds, Page 84, in the Office of the Recorder of the said County of Alameda (hereinafter referred to as 1837 Deeds 84), said point being marked by a pin set in concrete in a monument well, as shown on said Army Map;

Thence northeasterly along said agreed upon location of the "Low Tide Line of 1852 (1837 Deeds 84) North 41°00 50 East, 3829.19 feet to a point hereinafter referred to as Point "A";

Thence departing from the said agreed upon location of the "Low Tide Line of 1852 (1837 Deeds 84), North 48°48 07 West, 1380.09 feet to a point on the generally southerly line of Parcel 1, Tract 14 as described in said Final Judgment as to Interests of Defendant City of Oakland, A Municipal Corporation, United States of America vs. City of Oakland, et al., Case No. 21758-L, Case No. 21930-L, Case No. 22084-L recorded February 24, 1960, Reel 032, Image 660 of Official Records in the Office of the Recorder of said Alameda County (hereinafter referred to as Reel: 32, Image:660)

being the **POINT OF BEGINNING** of the said portion of Parcel 7 (Doc. 2003466374) herein described;

Thence departing from the said generally southerly line of Parcel 1, Tract 14 (Reel: 32, Image:660), northwesterly along the southwestern line of said Parcel 7 (Doc. 2003466374), North 48°48'07" West 451.36 feet, more or less, to a point on the line of Ordinary High Tide in the Oakland Outer Harbor, which for the purposes of this legal description is based upon a survey by the Port of Oakland in September 2001, of the location of Mean High Water in the said Oakland Outer Harbor as defined by the National Oceanic and Atmospheric Administration/National Ocean Service;

Thence departing from the said southerly line of Parcel 7 (Doc. 2003466374), in a generally southeasterly direction along the said line of Ordinary High Tide the following three courses:

- 1) North 46°37'46" East 2.65 feet;
- 2) South 71°08'09" East 270.19 feet;
- 3) South 41°18'35" East 274.53 feet to a point on the said generally southerly line of Parcel 1, Tract 14 (Reel: 32, Image:660);

Thence departing from the said line of Ordinary High Tide, southwesterly along the said generally southerly line of Parcel 1, Tract 14 (Reel: 32, Image:660), South 86°48'30" West 99.37 feet, more or less to the **POINT OF BEGINNING**, containing 34,818 square feet (0.799 acres), more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this Legal Description.

Parcel A-2

A portion of the lands described in that certain act of the legislature of the State of California entitled "An act granting certain tide lands and submerged lands of the State of California to the city of Oakland and regulating the management, use and control thereof," approved May 1, 1911 as Chapter 657 of Statutes of 1911, and amendatory acts (hereinafter referred to as Stat. 1911, Ch. 657), being more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Records of Surveys, at Pages 50-60, Official Records of the said County of Alameda;

Thence South 38°00'05" West, 989.35 feet to the eastern most corner of Parcel Seven as described in that certain Quitclaim Deed, recorded on June 15, 1999 as Doc. No. 99222447 of Official Records, in the Office of the Recorder of the said County of Alameda (hereinafter referred to as Doc. 99222447), being a point on the agreed upon location of the "Low Tide Line of 1852" as described in City of Oakland Ordinance No. 3099, a certified copy of which was recorded on October 10, 1910 in Book 1837 of Deeds, Page 84, in the Office of the Recorder of the said County of Alameda (hereinafter referred to as 1837 Deeds 84), said point being marked by a pin set in concrete in a monument well, as shown on said Army Map;

Thence northeasterly along said agreed upon location of the "Low Tide Line of 1852" (1837 Deeds 84) North 41°00'50" East, 3829.19 feet to a point hereinafter referred to as Point "A";

Thence departing from the said agreed upon location of the "Low Tide Line of 1852" (1837 Deeds 84), North 48°48'07" West, 1380.09 feet to a point on the generally southerly line of Parcel 1, Tract 14 as described in said Final Judgment as to Interests of Defendant City of Oakland, A Municipal Corporation, United States of America vs. City of Oakland, et al., Case No. 21758-L, Case No. 21930-L, Case No. 22084-L recorded February 24, 1960, Reel 032, Image 660 of Official Records in the Office of the Recorder of said Alameda County (hereinafter referred to as Reel: 32, Image:660), being the **POINT OF BEGINNING** of the portion of the lands (Stat. 1911, Ch. 657) herein described;

Thence northeasterly along the said generally southerly line of said Parcel 1 (Reel: 32, Image: 660), North 86°48'30" East 99.37 feet, more or less, to a point on the line of Ordinary High Tide in the Oakland Outer Harbor, which for the purposes of this legal description is based upon a survey, by the Port of Oakland in September 2001, of the location of Mean High Water for the said Oakland Outer Harbor as defined by the National Oceanic and Atmospheric Administration/National Ocean Service;

Thence departing from the said generally southerly line of said Parcel 1 (Reel: 32, Image: 660), in a generally southerly direction along the said line of Ordinary High Tide, the following 2 courses:

- 1) South 41°18'35" East 41.31 feet;
- 2) South 11°00'07" West 74.19 feet, more or less, to a point which bears North 48°48'07" West from the herein above described Point "A";

Thence departing from the said line of Ordinary High Tide in the Oakland Outer Harbor, North 48°48'07" West 149.28 feet, more or less to the **POINT OF BEGINNING**, containing 6,402 square feet (0.147 acres), more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this legal description.

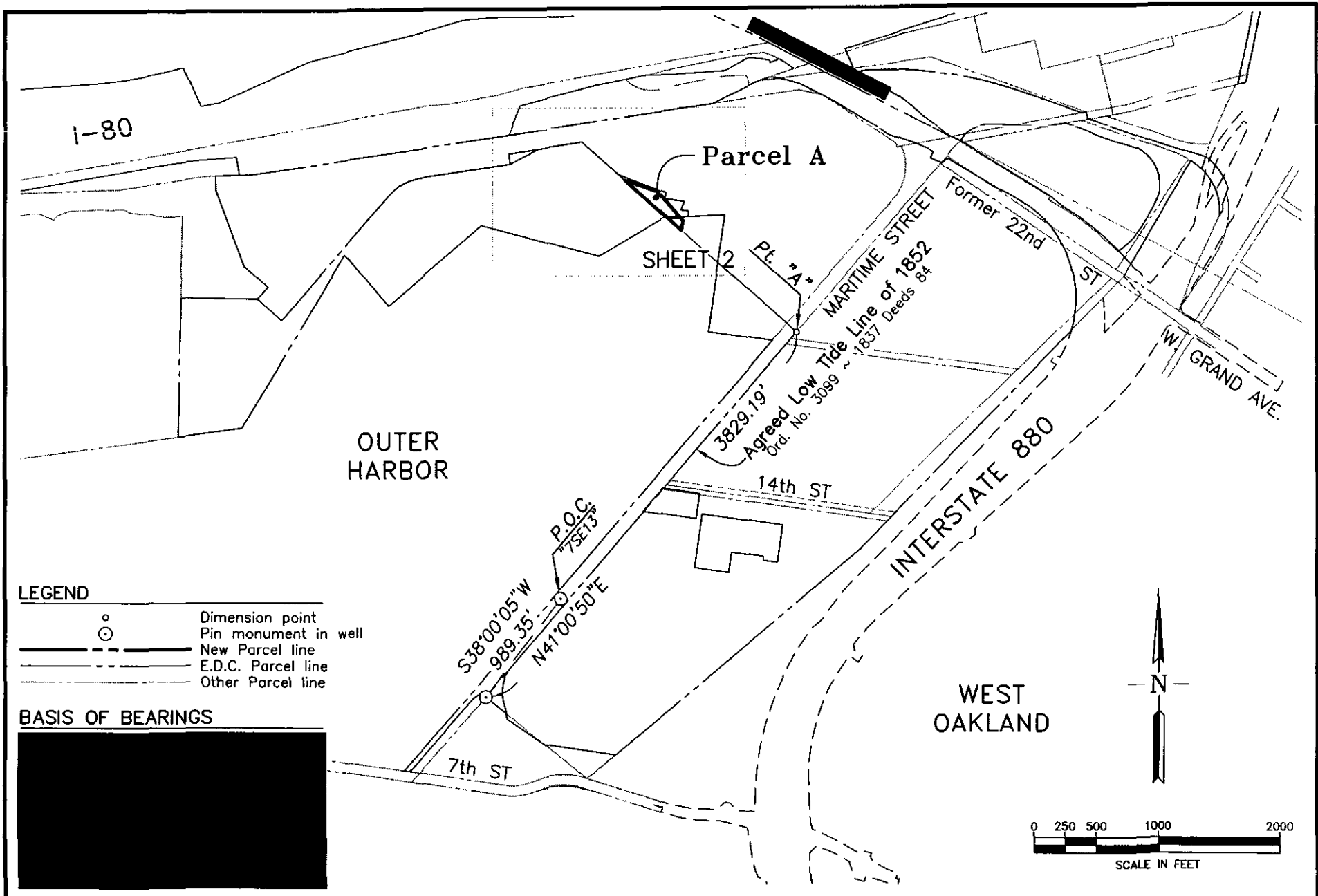
Bearings and distances called for herein are based upon the California Coordinate System, Zone III, North American Datum of 1983 (1986 values) as shown upon that certain map entitled Record of Survey 990, filed in Book 18 of Records of Surveys, Pages 50-60, Official Records of the said County of Alameda. To obtain ground level distances, multiply distances called for herein by 1.0000705.

End of Description

This description and its accompanying plat were prepared by me, or under my direction, in December 2005.

John R. Monaghan, LS 6122
License Expires: 03/31/06

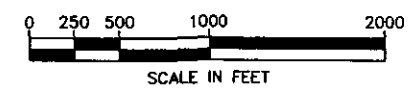
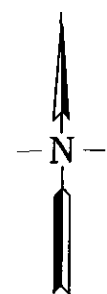
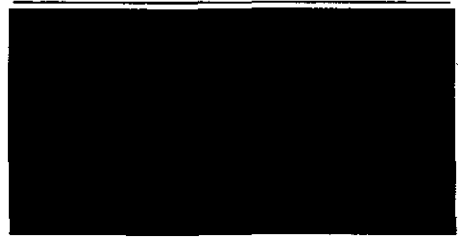
Date



LEGEND

- Dimension point
- Pin monument in well
- New Parcel line
- E.D.C. Parcel line
- Other Parcel line

BASIS OF BEARINGS




PORT OF OAKLAND
 LAND SURVEYS AND MAPPING

 530 Water Street
 Oakland, California



EXHIBIT "B"
OAKLAND ARMY BASE
 TITLE SETTLEMENT AND EXCHANGE AGREEMENT
 PARCEL A

DRAWN BY: JRM	Field Bk:
CHECKED BY:	Wrk. Ord: 104105
SCALE: 1" = 1000'	Data File:
DATE: 12/15/2005	Revision:
SHEET 1 OF 2	Rev. date:
ATTACHMENTS:	
FILE LOC.> Exhibit B - Parcel A.dwg	

COURSE	BEARING	DISTANCE
L1	N46°37'46"E	2.65'±
L2	S71°08'09"E	270.19'±
L3	S41°18'35"E	274.53'±
L4	S86°48'30"W	99.37'±
L5	S41°18'35"E	41.31'±
L6	S11°00'07"W	74.19'±
L7	N48°48'07"W	149.28'±

OAKLAND BASE REUSE AUTHORITY
 PARCEL 1
 DOC. 2003466370

PORT OF OAKLAND
 PARCEL 8
 DOC. 2003466374

EXISTING FACE OF PILE SUPPORTED WHARF STRUCTURE

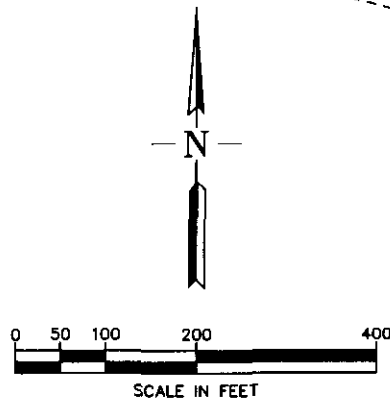
PORT OF OAKLAND
 PARCEL 3
 DOC. 2003466373

Parcel A-1
 34,818 Sq. Ft.
 (0.799 Ac.)

PORT OF OAKLAND
 PARCEL 7
 DOC. 2003466374

Parcel A-2
 6,402 Sq. Ft.
 (0.147 Ac.)

CITY OF OAKLAND
 STAT. 1911, CH. 657



NOTES:

1. LINE COURSES L1-L3 & L5-L6 ARE ALONG THE LINE OF ORDINARY HIGH TIDE AS SURVEYED IN SEPT. 2001 BY THE PORT OF OAKLAND.
2. ALL AREAS SHOWN HEREON ARE BASED UPON GROUND DISTANCES.



PORT OF OAKLAND

LAND SURVEYS AND MAPPING



530 Water Street
 Oakland, California



EXHIBIT "B"
 OAKLAND ARMY BASE

TITLE SETTLEMENT AND EXCHANGE AGREEMENT
 PARCEL A

DRAWN BY: JRM	Field Bk:
CHECKED BY:	Wrk. Ord: 104105
SCALE: 1" = 200'	Data File:
DATE: 12/15/2005	Revision:
SHEET 2 OF 2	Rev. date:
ATTACHMENTS:	
FILE LOC.> Exhibit B - Parcel A.dwg	

Oakland Army Base
Title Settlement and Exchange Agreement
Legal Description – Parcel D

All that certain real property, in the City of Oakland, County of Alameda, State of California, described as follows:

Parcel D-1

A portion of Parcel 7 as described in that certain Quitclaim Deed for West Maritime Submerged Property recorded August 8, 2003 as Doc. No. 2003466374 in the Office of the Recorder of the said County of Alameda (hereinafter referred to as Doc. 2003466374), being more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-1-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Records of Surveys, at Pages 50-60, Official Records of the said County of Alameda;

Thence South 38°00'05" West, 989.35 feet to the eastern most corner of Parcel Seven as described in that certain Quitclaim Deed, recorded on June 15, 1999 as Doc. No. 99222447 of Official Records, in the Office of the Recorder of the said County of Alameda (hereinafter referred to as Doc. 99222447), being a point on the agreed upon location of the "Low Tide Line of 1852" as described in City of Oakland Ordinance No. 3099, a certified copy of which was recorded on October 10, 1910 in Book 1837 of Deeds, Page 84, in the Office of the Recorder of the said County of Alameda (hereinafter referred to as 1837 Deeds 84), said point being marked by a pin set in concrete in a monument well, as shown on said Army Map;

Thence northeasterly along said agreed upon location of the "Low Tide Line of 1852 (1837 Deeds 84) North 41°00'50" East, 3829.19 feet to a point hereinafter referred to as Point "A";

Thence departing from the said agreed upon location of the "Low Tide Line of 1852 (1837 Deeds 84), North 48°48'07" West, 1380.09 feet to a point on the generally southerly line of Parcel 1, Tract 14 as described in said Final Judgment as to Interests of Defendant City of Oakland, A Municipal Corporation, United States of America vs. City of Oakland, et al., Case No. 21758-L, Case No. 21930-L, Case No. 22084-L recorded February 24, 1960, Reel 032, Image 660 of Official Records in the Office of the Recorder of said The said County of Alameda (hereinafter referred to as Reel: 32, Image:660);

Thence easterly along the said generally southerly line of said Parcel 1, Tract 14 (Reel: 32, Image:660), North 86°48'30" East 99.37 feet more or less to the line of Ordinary High Tide, which for the purposes of this legal description is based upon a survey, by the Port of Oakland in September 2001, of the location of Mean High Water for the said Oakland Outer Harbor as defined by the National Oceanic and Atmospheric Administration/National Ocean Service, said point being the **POINT OF BEGINNING** of the portion of said Parcel 7 (Doc. 2003466374) herein described;

Thence departing from the said generally southerly line of said Parcel 1, Tract 14 (Reel: 32, Image:660), northwesterly along the said line of Ordinary High Tide the following three courses:

- 1) North 41°18'35" West 274.53 feet;
- 2) North 71°08'09" West 270.19 feet;
- 3) South 46°37'46" West 2.65 feet to a point on the southwestern line of said Parcel 7 (Doc. 2003466374);

Thence departing from said line of Ordinary High Tide, northwesterly along the said southwestern line of said Parcel 7 (Doc. 2003466374), North 48°48'07" West 75.85 feet to a point on the landside face of an elevated concrete wharf structure (formerly known as Pier 9);

Thence departing from the said southwestern line of said Parcel 7 (Doc. 2003466374), northeasterly along the said landside face of the elevated concrete wharf structure six courses:

- 1) South 68°58'20" East, 412.08 feet;
- 2) South 07°35'55" West, 47.96 feet;
- 3) South 81°33'20" East, 154.14 feet;
- 4) South 21°23'43" West, 72.93 feet;
- 5) South 81°39'04" East, 63.48 feet;
- 6) South 08°04'29" West, 43.36 feet to a point on said generally southerly line of said Parcel 1, Tract 14 (Reel: 32, Image:660);

Thence departing from said landside face of the elevated concrete wharf structure, southwesterly along the said generally southerly line of said Parcel 1, Tract 14 (Reel: 32, Image: 660) South 86°48'30" West, 65.07 feet to the **POINT OF BEGINNING**, containing 21,845 square feet (0.501 acres), more or less, measured in ground

distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this Legal Description.

Parcel D-2

A portion of the lands described in that certain act of the legislature of the State of California entitled "An act granting certain tide lands and submerged lands of the State of California to the city of Oakland and regulating the management, use and control thereof," approved May 1, 1911 as Chapter 657 of Statutes of 1911, and amendatory acts (hereinafter referred to as Stat. 1911, Ch. 657), being more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Records of Surveys, at Pages 50-60, Official Records of the said County of Alameda;

Thence South 38°00'05" West, 989.35 feet to the eastern most corner of Parcel Seven as described in that certain Quitclaim Deed, recorded on June 15, 1999 as Doc. No. 99222447 of Official Records, in the Office of the Recorder of the said County of Alameda (hereinafter referred to as Doc. 99222447), being a point on the agreed upon location of the "Low Tide Line of 1852" as described in City of Oakland Ordinance No. 3099, a certified copy of which was recorded on October 10, 1910 in Book 1837 of Deeds, Page 84, in the Office of the Recorder of the said County of Alameda (hereinafter referred to as 1837 Deeds 84), said point being marked by a pin set in concrete in a monument well, as shown on said Army Map;

Thence northeasterly along said agreed upon location of the "Low Tide Line of 1852 (1837 Deeds 84) North 41°00'50" East, 3829.19 feet to a point hereinafter referred to as Point "A";

Thence departing from the said agreed upon location of the "Low Tide Line of 1852 (1837 Deeds 84), North 48°48'07" West, 1380.09 feet to a point on the generally southerly line of Parcel 1, Tract 14 as described in said Final Judgment as to Interests of Defendant City of Oakland, A Municipal Corporation, United States of America vs. City of Oakland, et al., Case No. 21758-L, Case No. 21930-L, Case No. 22084-L recorded February 24, 1960, Reel 032, Image 660 of Official Records in the Office of the Recorder of said The said County of Alameda (hereinafter referred to as Reel: 32, Image:660);

Thence easterly along the said generally southerly line of said Parcel 1, Tract 14 (Reel: 32, Image:660), North 86°48'30" East 99.37 feet more or less to the line of Ordinary

High Tide, which for the purposes of this legal description is based upon a survey, by the Port of Oakland in September 2001, of the location of Mean High Water for the said Oakland Outer Harbor as defined by the National Oceanic and Atmospheric Administration/National Ocean Service, said point being the **POINT OF BEGINNING** of the portion of the lands (Stat. 1911, Ch. 657) herein described;

Thence northeasterly along the said generally southerly line of said Parcel 1, Tract 14 (Reel: 32, Image: 660), North 86°48'30" East 127.10 feet, more or less, to a point on a line that is 100.00 feet northeasterly of, and parallel with the said line of Ordinary High Tide in the Oakland Outer Harbor;

Thence departing from the said generally southerly line of said Parcel 1, Tract 14 (Reel: 32, Image: 660), southerly along said parallel line the following two courses:

- 1) South 41°18'35" East 11.96 feet;
- 2) South 11°00'07" West 181.49 feet to a point on a line that bears North 48°48'07" West from the herein above described Point "A";

Thence departing said parallel line, North 48°48'07" West, 115.69 feet more or less, to a point on the said line of Ordinary High Tide in the Oakland Outer Harbor;

Thence northerly along the said line of Ordinary High Tide, the following 2 courses:

- 1) North 11°00'07" East 74.19 feet;
- 2) North 41°18'35" West 41.31 feet to the **POINT OF BEGINNING**, containing 15,488 square feet (0.355 acres), more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this legal description.

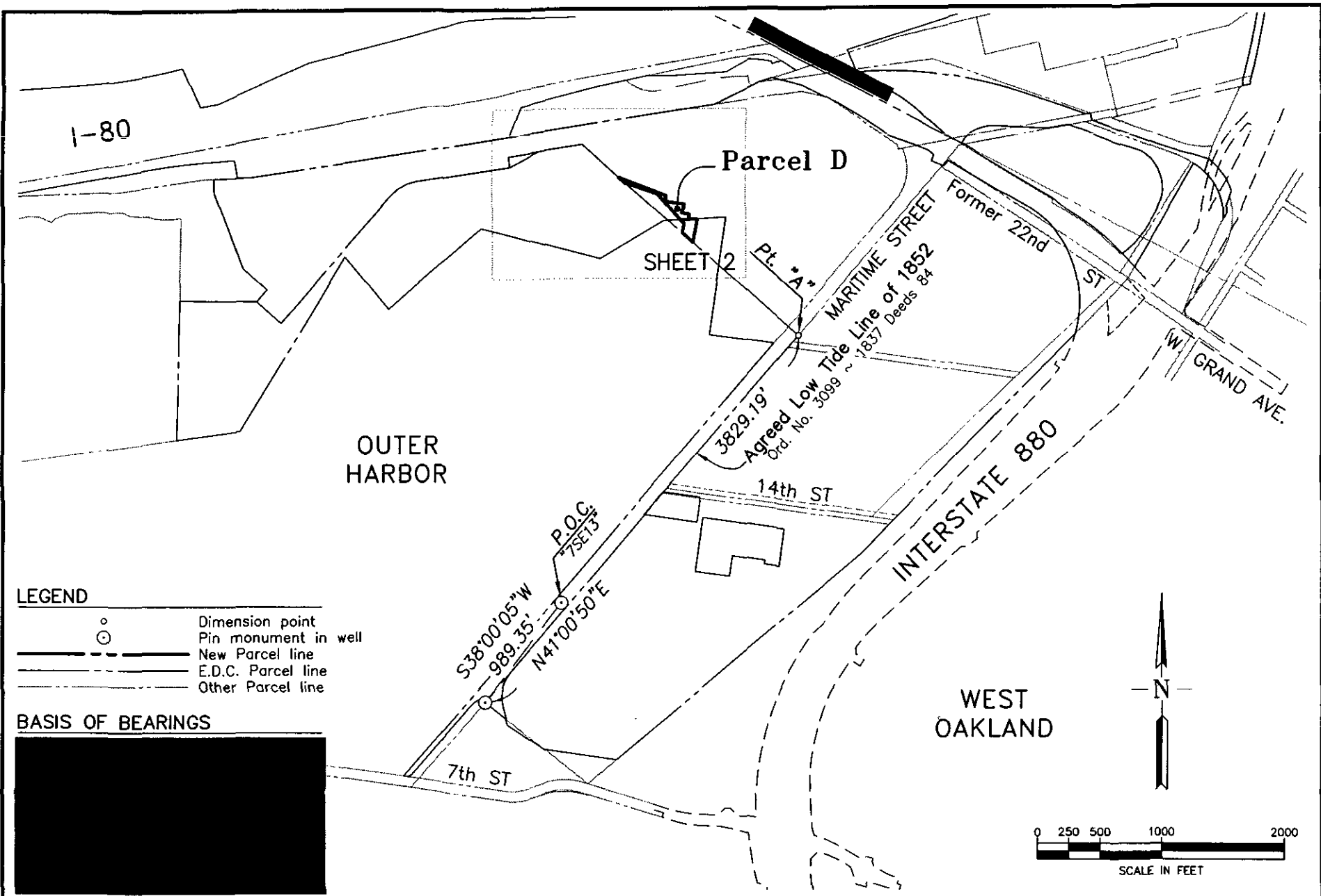
Bearings and distances called for herein are based upon the California Coordinate System, Zone III, North American Datum of 1983 (1986 values) as shown upon that certain map entitled Record of Survey 990, filed in Book 18 of Records of Surveys, Pages 50-60, Official Records of the said County of Alameda. To obtain ground level distances, multiply distances called for herein by 1.0000705.

End of Description

This description and its accompanying plat were prepared by me, or under my direction, in December 2005.

John R. Monaghan, LS 6122
License Expires: 03/31/06

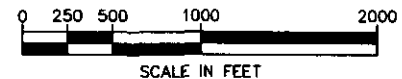
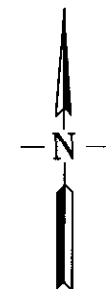
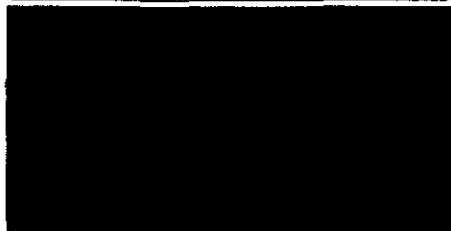
Date



LEGEND

- Dimension point
- Pin monument in well
- New Parcel line
- E.D.C. Parcel line
- Other Parcel line

BASIS OF BEARINGS



PORT OF OAKLAND

LAND SURVEYS AND MAPPING



530 Water Street
Oakland, California



EXHIBIT "B"

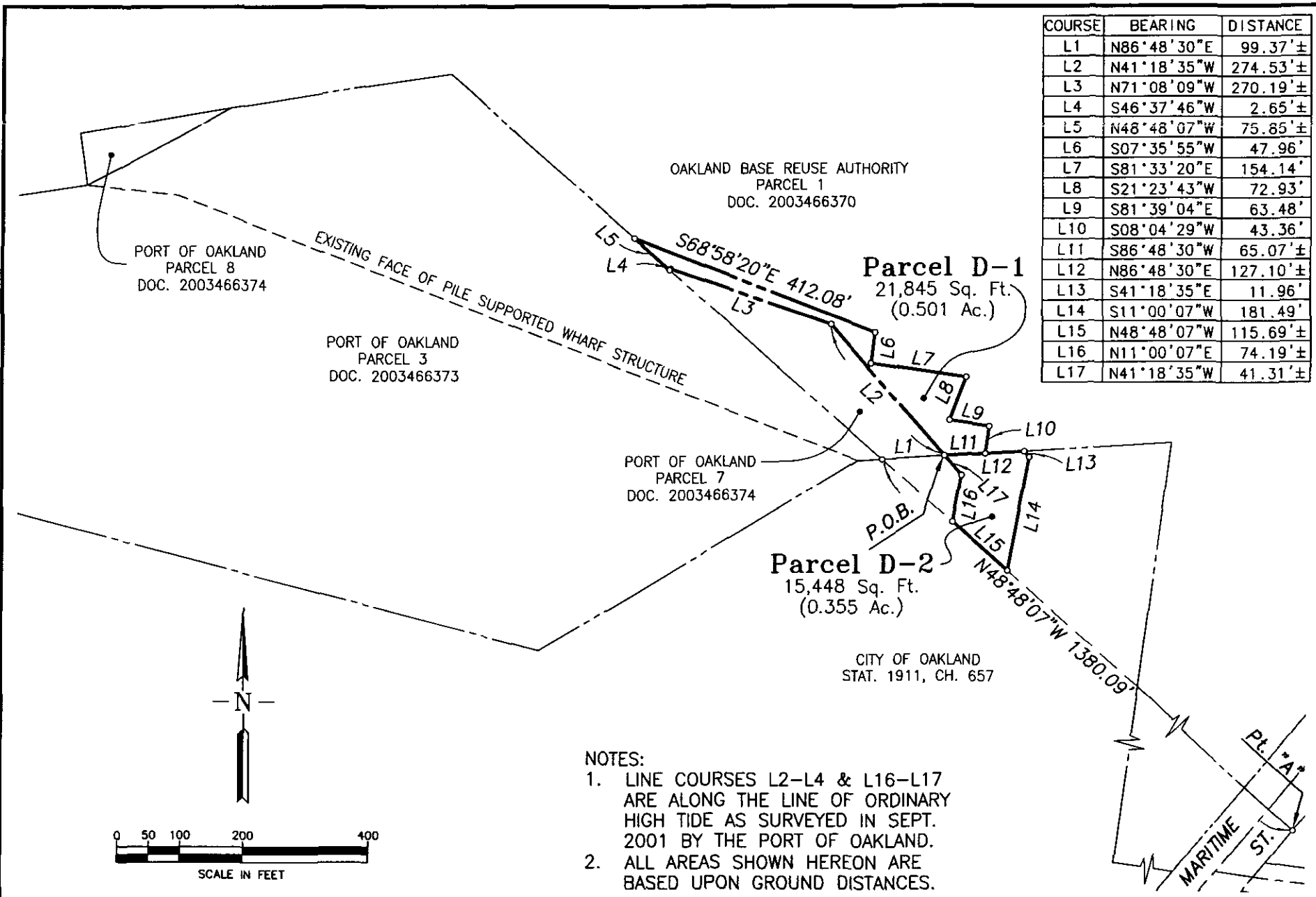
OAKLAND ARMY BASE

TITLE SETTLEMENT AND EXCHANGE AGREEMENT

PARCEL D

DRAWN BY: JRM	Field Bk:
CHECKED BY:	Wrk. Ord: 104105
SCALE: 1" = 1000'	Data File:
DATE: 12/15/2005	Revision:
SHEET 1 OF 2	Rev. date:
ATTACHMENTS:	
FILE LOC.> Exhibit B - Parcel D.dwg	

COURSE	BEARING	DISTANCE
L1	N86°48'30"E	99.37'±
L2	N41°18'35"W	274.53'±
L3	N71°08'09"W	270.19'±
L4	S46°37'46"W	2.65'±
L5	N48°48'07"W	75.85'±
L6	S07°35'55"W	47.96'
L7	S81°33'20"E	154.14'
L8	S21°23'43"W	72.93'
L9	S81°39'04"E	63.48'
L10	S08°04'29"W	43.36'
L11	S86°48'30"W	65.07'±
L12	N86°48'30"E	127.10'±
L13	S41°18'35"E	11.96'
L14	S11°00'07"W	181.49'
L15	N48°48'07"W	115.69'±
L16	N11°00'07"E	74.19'±
L17	N41°18'35"W	41.31'±



- NOTES:
1. LINE COURSES L2-L4 & L16-L17 ARE ALONG THE LINE OF ORDINARY HIGH TIDE AS SURVEYED IN SEPT. 2001 BY THE PORT OF OAKLAND.
 2. ALL AREAS SHOWN HEREON ARE BASED UPON GROUND DISTANCES.

PORT OF OAKLAND
 LAND SURVEYS AND MAPPING
 530 Water Street
 Oakland, California

EXHIBIT "B"
 OAKLAND ARMY BASE
 TITLE SETTLEMENT AND EXCHANGE AGREEMENT
 PARCEL D

DRAWN BY: JRM	Field Bk:
CHECKED BY:	Wrk. Ord: 104105
SCALE: 1" = 200'	Data File:
DATE: 12/15/2005	Revision:
SHEET 2 OF 2	Rev. date:
ATTACHMENTS:	
FILE LOC.> Exhibit B - Parcel D.dwg	

Oakland Army Base
Title Settlement and Exchange Agreement
Legal Description - Parcel H

All that certain real property, in the City of Oakland, County of Alameda, State of California, described as follows:

All of Parcel 8 as described in that certain Quitclaim Deed for West Maritime Submerged Property recorded August 8, 2003 as Doc. No. 2003466374 in the Office of the Recorder of the said County of Alameda (hereinafter Referred to as Doc. 2003466374), being more particularly described as follows:

COMMENCING at City of Oakland monument No. 7SE13, said monument being a pin set in concrete, in a monument well marking the intersection of the centerlines of Maritime Street and 10th Street, as said streets are shown on that unrecorded map entitled "Oakland Army Terminal Boundary Map" prepared by Wilsey & Ham Engineers in 1958 for the U.S. Army Corps of Engineers, File No. 45-I-286 (hereinafter referred to as the Army Map), said monument is further described as being Port of Oakland Monument ID H006 as shown upon Record of Survey 990, filed for record in Book 18 of Records of Surveys, at Pages 50-60, Official Records of the said County of Alameda;

Thence South 38°00'05" West, 989.35 feet to the eastern most corner of Parcel Seven as described in that certain Quitclaim Deed, recorded on June 15, 1999 as Doc. No. 99222447 of Official Records, in the Office of the Recorder of the said County of Alameda (hereinafter referred to as Doc. 99222447), being a point on the agreed upon location of the "Low Tide Line of 1852" as described in City of Oakland Ordinance No. 3099, a certified copy of which was recorded on October 10, 1910 in Book 1837 of Deeds, Page 84, in the Office of the Recorder of the said County of Alameda (hereinafter referred to as 1837 Deeds 84), said point being marked by a pin set in concrete in a monument well, as shown on said Army Map;

Thence northeasterly along said agreed upon location of the "Low Tide Line of 1852 (1837 Deeds 84) North 41°00'50" East, 3829.19 feet to a point hereinafter referred to as Point "A";

Thence departing from the said agreed upon location of the "Low Tide Line of 1852 (1837 Deeds 84), North 48°48'07" West, 2296.50;

Thence South 81°26'43" West, 354.67 feet to the **POINT OF BEGINNING** of Parcel 8 as described in said Quitclaim Deed (Doc. 2003466374);

Thence South 62°12'05" West, 257.07 feet to an angle point on the existing face of wharf located at the portion of the Oakland Army Base formerly known as Pier 8;

Thence North 07°08'26" West, 42.27 feet;

Thence North 08°24'05" West, 40.51 feet;

Thence North 80°58'50" East, 241.56 feet to the **POINT OF BEGINNING**, containing 9,977 square feet (0.229 acres), more or less, measured in ground distances, as depicted on the Plat to Accompany Legal Description, attached and hereby made a part of this Legal Description.

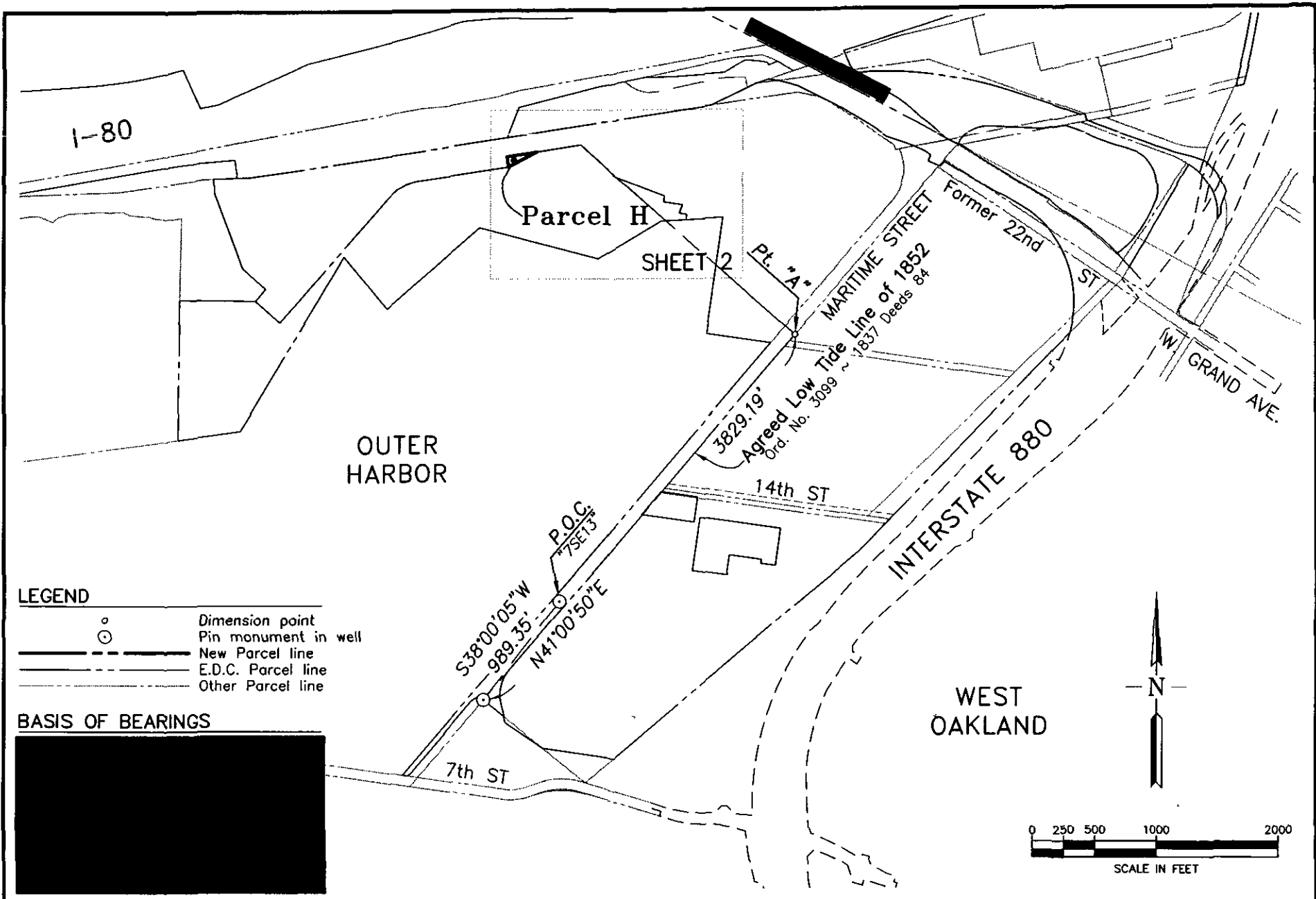
Bearings and distances called for herein are based upon the California Coordinate System, Zone III, North American Datum of 1983 (1986 values) as shown upon that certain map entitled Record of Survey 990, filed in Book 18 of Records of Surveys, Pages 50-60, Official Records of the said County of Alameda. To obtain ground level distances, multiply distances called for herein by 1.0000705.

End of Description

This description and its accompanying plat were prepared by me, or under my direction, in December 2005.

John R. Monaghan, LS 6122
License Expires: 03/31/06

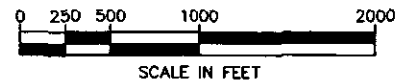
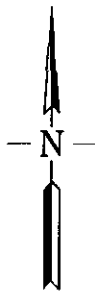
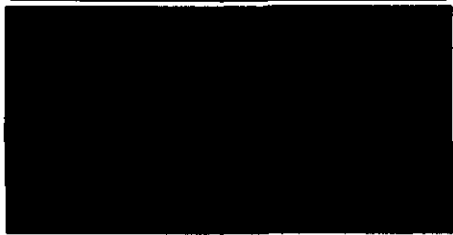
Date



LEGEND

- Dimension point
- Pin monument in well
- New Parcel line
- E.D.C. Parcel line
- Other Parcel line

BASIS OF BEARINGS



PORT OF OAKLAND

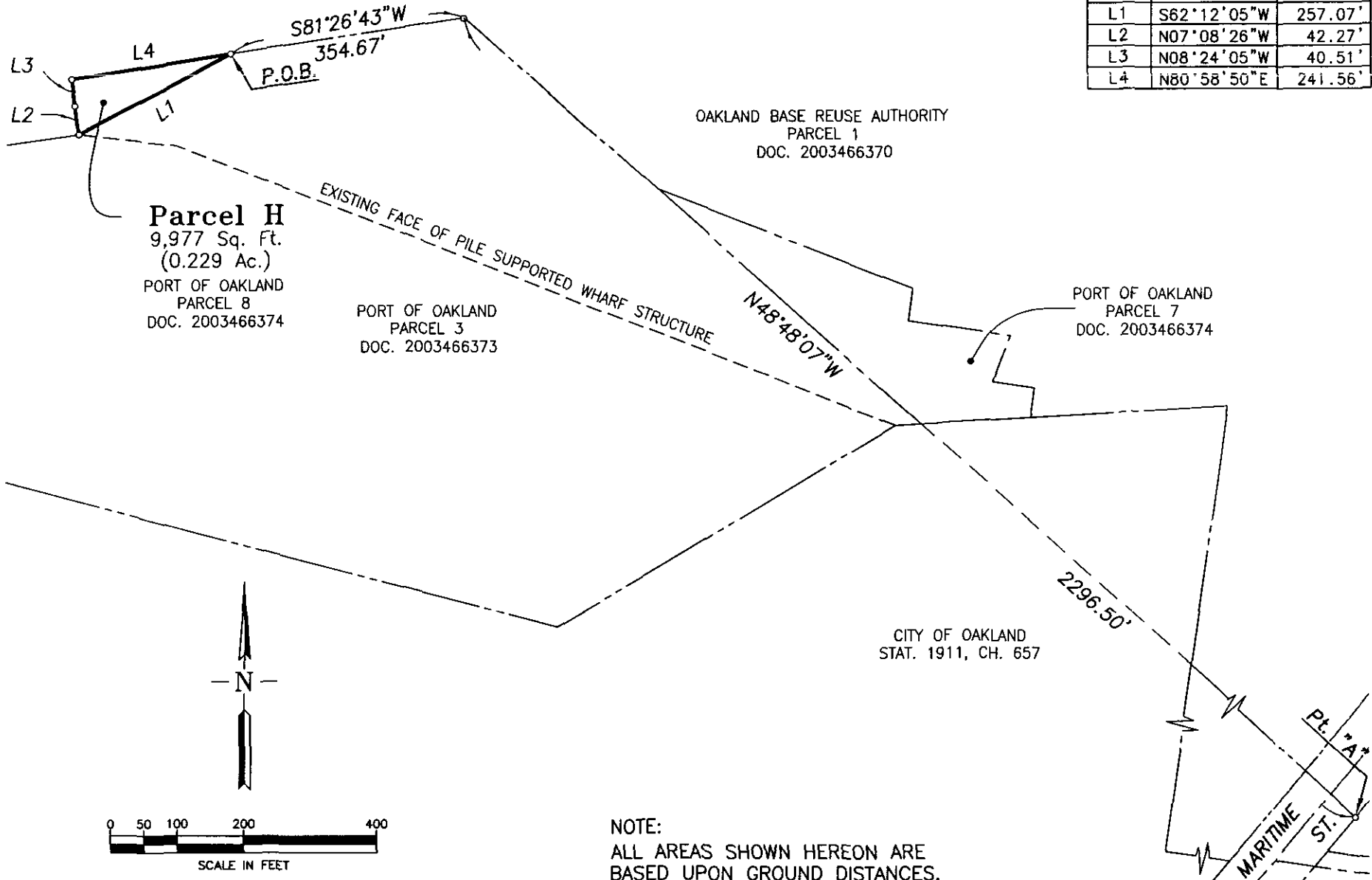
LAND SURVEYS AND MAPPING
 530 Water Street
 Oakland, California



EXHIBIT "A"
OAKLAND ARMY BASE
 TITLE SETTLEMENT AND EXCHANGE AGREEMENT
 PARCEL H

DRAWN BY: JRM	Field Bk:
CHECKED BY:	Wrk. Ord: 104105
SCALE: 1" = 1000'	Data File:
DATE: 12/15/2005	Revision:
SHEET 1 OF 2	Rev. date:
ATTACHMENTS:	
FILE LOC.> Exhibit A - Parcel H.dwg	

COURSE	BEARING	DISTANCE
L1	S62°12'05"W	257.07'
L2	N07°08'26"W	42.27'
L3	N08°24'05"W	40.51'
L4	N80°58'50"E	241.56'



PORT OF OAKLAND

LAND SURVEYS AND MAPPING



530 Water Street
Oakland, California



EXHIBIT "A"

OAKLAND ARMY BASE

TITLE SETTLEMENT AND EXCHANGE AGREEMENT

PARCEL H

DRAWN BY: JRM	Field Bk:
CHECKED BY:	Wrk. Ord: 104105
SCALE: 1" = 200'	Data File:
DATE: 12/15/2005	Revision:
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