disposed of to Canada in any exchange pursuant to paragraph 1 or 2 of article VIII thereof. Nothing in this Act shall be construed to modify the geographical preference of power users in the State of Montana which is established by the Hungry Horse Dam Act (Act of June 4, 1944, 58 Stat. 270), as amended.

43 USC 593a, 593b, and notes.

Approved August 31, 1964.

Public Law 88-553

AN ACT

August 31, 1964
[H. R. 12278]

To authorize the Secretary of the Navy to convey to the city of Sunnyvale, State of California, certain lands in the county of Santa Clara, State of California, in exchange for certain other lands.

Sunnyvale, Calif.
Land exchange.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding any other provisions of law, the Secretary of the Navy, or his designee, is authorized to convey to the city of Sunnyvale, State of California, subject to the terms and conditions hereinafter stated, and to such other terms and conditions as the Secretary of the Navy, or his designee, shall deem to be in the public interest, all right, title, and interest of the United States in and to lands located in the county of Santa Clara, State of California, described substantially as follows:

A parcel of land situate in the Rancho Pastoria de las Borregas, Santa Clara County, California, said parcel being a portion of that certain 153.133 acre tract of land described in judgment entered August 26, 1952, in civil action numbered 31783 had in the District Court of the United States in and for the Northern District of California, Southern Division, a copy of said judgment being recorded in book 2477, official records, at page 487, Records of Santa Clara County, and the boundaries of said parcel being described as follows:

Beginning at a granite monument set at the point of intersection of the northerly line of Maude Avenue with the centerline of Mountain View and Alviso Road as said monument is shown on that certain map entitled, "Map of the Partition of Part of the Rancho Pastoria de las Borregas Patented to Martin Murphy, Jr." filed April 29, 1893, in the office of the recorder, Santa Clara County, California, in book G of maps at pages 74 and 75, from said point of beginning; thence,

(1) north 57 degrees 00 minutes 30 seconds east, 54.33 feet to a point in the centerline of Mountain View and Alviso Road; thence

(2) north 15 degrees 21 minutes east, 1,757.62 feet to a point; thence

(3) north 74 degrees 44 minutes 10 seconds west, 432.23 feet to a point; thence

(4) north 16 degrees 24 minutes east, 430.00 feet to a point; thence

(5) north 74 degrees 44 minutes 10 seconds west, 415.16 feet to a point; thence

(6) north 16 degrees 24 minutes east, 555.00 feet to the northerly terminus of the course designated as "(16)" in the aforesaid judgment; thence

(7) south 74 degrees 44 minutes 10 seconds east, along the course designated as "(15)" in the aforesaid judgment, 800.00 feet to a point; thence

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(8) south 22 degrees 20 minutes 30 seconds east, 1,877.07 feet to a point in the centerline of Mountain View and Alviso Road, as said road existed in the year 1952; thence along said centerline the following two courses;

(9) north 57 degrees 00 minutes 30 seconds east, 1,898.20 feet; and

(10) north 75 degrees 05 seconds east, 173.08 feet to a point therein; thence crossing said road;

(11) south 15 degrees 55 minutes east, 30.00 feet to a point in the southerly line of said road, said point being the point of curvature of the course next following; thence

(12) northeasterly, on the circumference of a circle, the radius point of which bears south 15 degrees 55 minutes east, 100.00 feet from the point of curvature, through a central angle of 19 degrees 13 minutes 23 seconds an arc distance of 33.55 feet (from the point of curvature, the long chord bears north 83 degrees 41 minutes 41.5 seconds east, 33.39 feet) to a point of tangency; thence nontangentially, and following the easterly and southerly boundaries of the aforesaid 153.133 acre tract, the following six courses:

(13) south 14 degrees 52 minutes west, 2,027.23 feet to a point; thence

(14) north 75 degrees 08 minutes west, 525.95 feet to a point; thence

(15) north 14 degrees 52 minutes east, 192.52 feet to a point; thence

(16) north 75 degrees 08 minutes west, 910.59 feet to a point; thence

(17) south 14 degrees 52 minutes west, 1,095.29 feet to a point in the northerly line of Maude Avenue; thence

(18) north 67 degrees 32 minutes west, along the northerly line of Maude Avenue, 1,208.24 feet to the point of beginning.

Containing within the above-described boundaries, 95.229 acres, more or less.

SEC. 2. In consideration of the conveyance to the city of Sunnyvale by the United States of the aforesaid lands, the city of Sunnyvale shall convey to the United States such lands located in the county of Santa Clara, State of California, which are acceptable to the Secretary of the Navy, or his designee. The city of Sunnyvale shall pay to the United States the difference, if any, between the value of the property so conveyed by the United States, as hereinafter provided, and the fair market value of the lands and interests in lands accepted in exchange therefor. The land conveyed to the city of Sunnyvale shall be used for park or recreational purposes and valued at 50 per centum of its fair market value. The conveyance shall provide that the land be used for park or recreational purposes, and that in the event the land ceases to be used or maintained for park or recreational purposes, the city of Sunnyvale, its grantees or assignees, shall pay to the United States 50 per centum of the then fair market value.

SEC. 3. The Secretary of the Navy, or his designee, is also authorized to accept from the city of Sunnyvale such appropriate interests in other lands as may be considered necessary for protection of the interests of the United States in connection with the exchange.

Approved August 31, 1964.