

outgrant

\$ 24 June 1954
1 March 1958

All correspondence in connection with this contract should include reference to No. NOy(R)-48135

Extension
Midway Park, Brewster,
and Stone Street

REVOCABLE PERMIT

THE DEPARTMENT OF THE NAVY, hereinafter called the PERMITTOR, represented by and acting through the Chief of the Bureau of Yards and Docks, acting under the direction of the Secretary of the Navy, hereby grants to the COMMISSIONER OF EDUCATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE, hereinafter called the PERMITTEE, or his designated agent, permission to occupy and use the following described land, buildings, and improvements, hereinafter called the FACILITIES, forming a part of Marine Corps Base, Camp LeJeune, North Carolina, hereinafter called the CAMP:

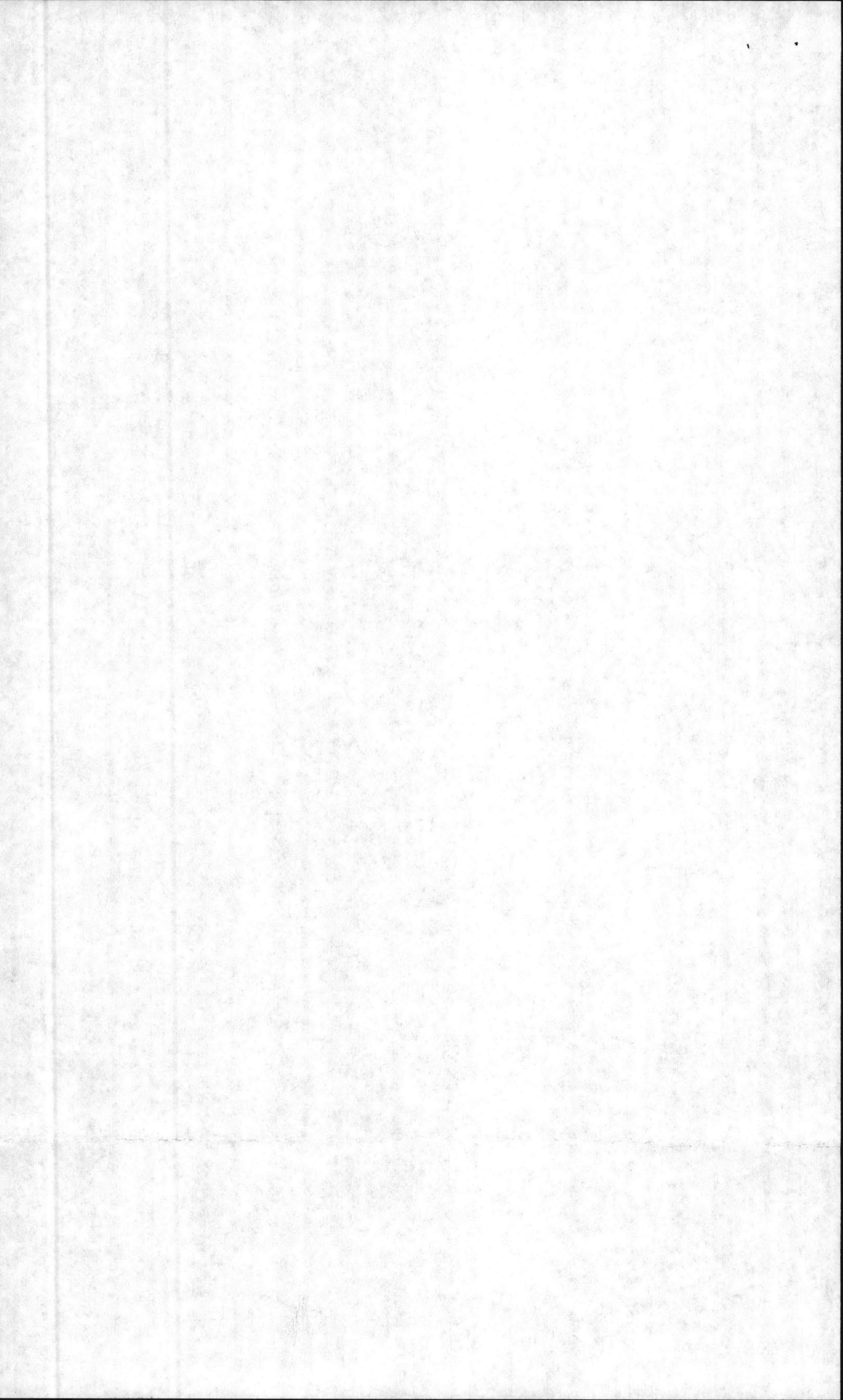
TRACT NO. 1

1.58 acres, more or less, located at Midway Park within the CAMP, and more particularly described as follows:

Commencing at USMC Monument No. 351, located at the intersection of Butler Drive North and Fourth Street in Midway Park; thence N. $33^{\circ} 50' 48''$ W., 191.85 feet to the true point of beginning:

Thence, N. $52^{\circ} 37' 36''$ W., 77.14 feet to a point in the southeasterly line of the boundary of the original school site, custody of which was entrusted to the Navy by the Commissioner of Public Buildings on the 2nd day of October 1944; thence S. $38^{\circ} 20' 17''$ W., along the boundary of said site, 30.44 feet to a point in the north right of way line of Butler Drive North; thence along said right of way line N. $51^{\circ} 39' 43''$ W., 332.0 feet; thence N. $38^{\circ} 20' 17''$ E., 30.22 feet; thence leaving the boundary of said original school site and running through lands of the Midway Park Housing Project, N. $51^{\circ} 39' 43''$ W., 51.56 feet; thence N. $38^{\circ} 20' 17''$ E., 132.28 feet; thence S. $51^{\circ} 39' 43''$ E., 51.56 feet to the most northerly corner of said original school site; thence continuing with the same bearing, binding on the northeasterly line of said original school site, 332 feet to a corner of said site; thence continuing with the same bearing, through lands of the Midway Park Housing Project, 19.85 feet (the total distance along the aforesaid course being 403.41 feet); thence S. $20^{\circ} 26' 38''$ E., 76.57 feet; thence S. $32^{\circ} 48' 58''$ W., 73.26 feet to the point of beginning; all as more completely delineated on a drawing entitled Midway Park Primary School, Original Site & Extensions, Marine Barracks, Camp LeJeune, North Carolina, 3/17/53, a copy of which is attached hereto and by this reference made a part hereof, marked Exhibit "A".

COPY



TRACT NO. 2

30.16 acres, more or less, within the CAMP, and more particularly described as follows:

Commencing at USMC Monument No. 94, N. C. Grid Coordinates N. 356,087.54 and E. 2,497,264.72 located approximately 210 feet south of Brewster Boulevard near Camp School, Camp LeJeune, N. C., proceed N. $00^{\circ} 37' 30''$ W. a distance of 162.39 feet to the true point of beginning:

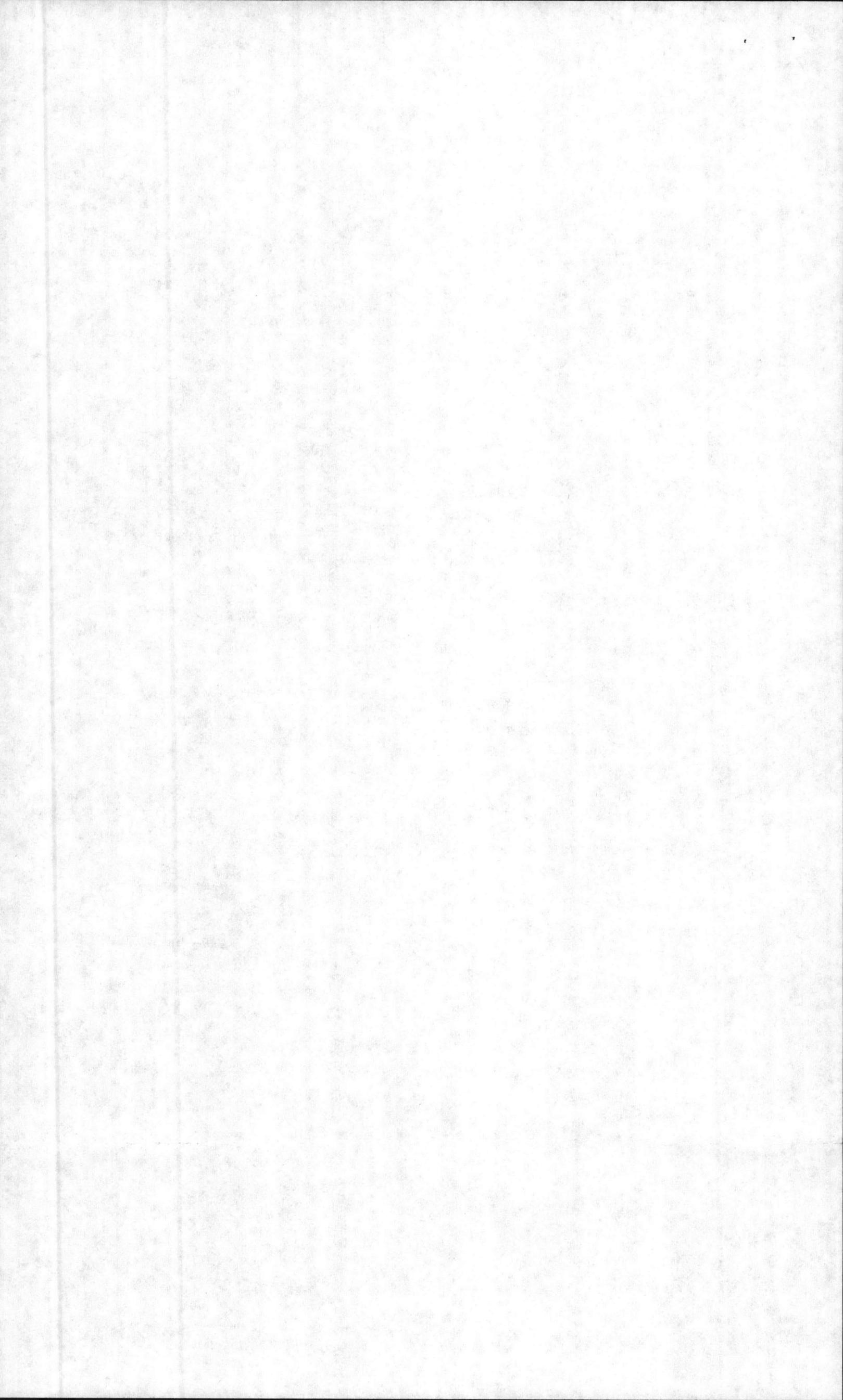
Thence, S. $6^{\circ} 47' 47''$ E. a distance of 117.181 feet to a point; thence S. $80^{\circ} 19' 45''$ W. a distance of 1073.40 feet to a point; thence N. $6^{\circ} 47' 32''$ W. a distance of 1225.80 feet to a point on the southerly R/W line of Brewster Boulevard; thence along said R/W line N. $83^{\circ} 12' 20''$ E. a distance of 1071.99 feet to the point of beginning; all as more completely delineated on a drawing entitled Camp LeJeune Elementary School and High School, Plat and Boundary Survey, No. 566967, Revised Boundary Survey to Original, "B", 10-9-53, a copy of which, marked Exhibit "B", is attached hereto and by this reference made a part hereof.

together with necessary rights of ingress and egress over existing roadways and streets of the CAMP to enter, leave, and travel between the above-described Tracts 1 and 2.

THIS PERMIT revokes and supersedes Revocable Permit NOy(R)-47739 and any and all other instruments previously issued to the PERMITTEE for use of any lands and buildings herein, and shall be subject to the following provisions and conditions:

1. This permit shall be effective as of the 1st day of January, 1954, and is terminable as hereinafter provided.
2. The FACILITIES shall be used by the PERMITTEE, or his designated agent, for construction of school buildings and appurtenances as provided for under Section 204 of Public Law 815, 81st Congress, and for maintenance and operation of such buildings and appurtenances, together with maintenance and operation of the school buildings and appurtenances previously constructed, and now forming part of the FACILITIES hereby made available, for the public education of children residing at the CAMP, as provided for under Public Law 874, 81st Congress, or any subsequent Congressional enactment.

COPY



3. If and to the extent that utilities and related services required for PERMITTEE'S operations hereunder are available from private sources, PERMITTEE, or his designated agent, will procure such utilities and services directly; and PERMITTOR agrees to grant any license that may be required for the purpose of extending service lines to the FACILITIES. If such utilities and services are not obtainable from private sources, and if and to the extent that they are maintained and are available at the CAMP, PERMITTOR agrees to furnish them to the PERMITTEE, or his designated agent, provided that the cost of such utilities and services shall be reimbursed to the PERMITTOR in accordance with existing laws and regulations governing such reimbursement.

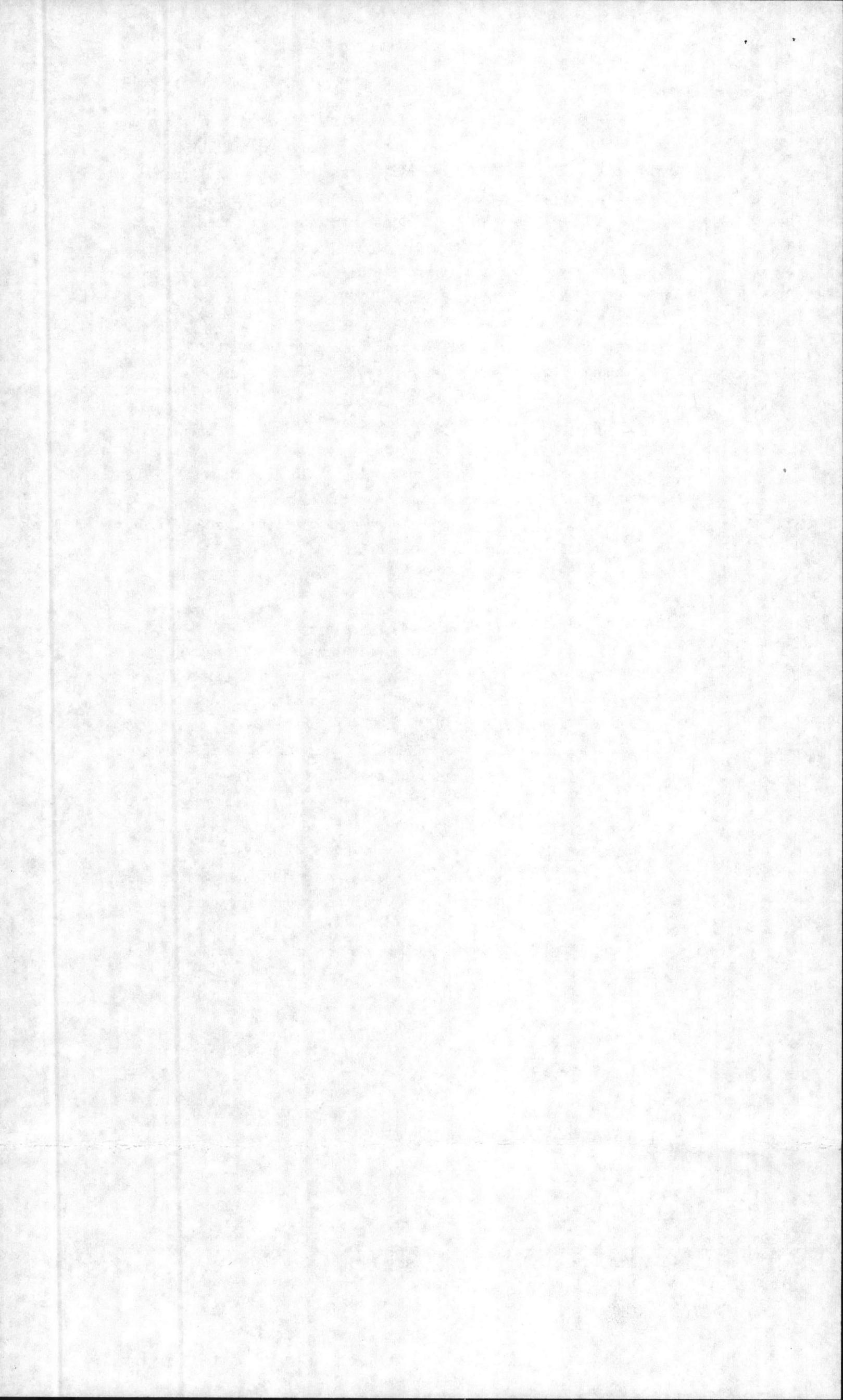
4. If and to the extent that facilities and personnel for fire and police protection are maintained at the CAMP and are available for the purpose, PERMITTOR agrees to furnish without reimbursement such fire and police protection as may be required to protect the school facilities, provided, however, if any expansion of fire and police personnel or equipment is required by the PERMITTEE to furnish such protection, the cost of any such expansion will be borne by the PERMITTEE.

5. PERMITTEE shall, at its own cost and expense, protect, preserve, maintain, repair, and keep in good order, condition, and repair, the FACILITIES made available hereunder, which obligation shall extend to the making of capital repairs and replacements to the FACILITIES as long as PERMITTEE has authority to do so under Public Law 874, or any other Congressional enactment, and PERMITTEE deems the FACILITIES to be necessary to the accomplishment of his statutory obligations.

6. With regard to any building or substantial addition or alteration thereto which shall be erected by the PERMITTEE or his designated agent, the PERMITTEE shall consult with the Chief of the Bureau of Yards and Docks or his representative as to plans and specifications therefor.

7. PERMITTOR may terminate this permit on reasonable notice to the PERMITTEE in event of either of the following contingencies:

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- a. Failure of the PERMITTEE to utilize the FACILITIES for the education of children residing at the CAMP for a period of six consecutive months during which the schools of the State of North Carolina are in operation;
- b. Termination of authority in the COMMISSIONER OF EDUCATION to conduct, or to make arrangements for, educational programs on Federal establishments as currently authorized under Public Law 874, 81st Congress, and any other Congressional enactment.

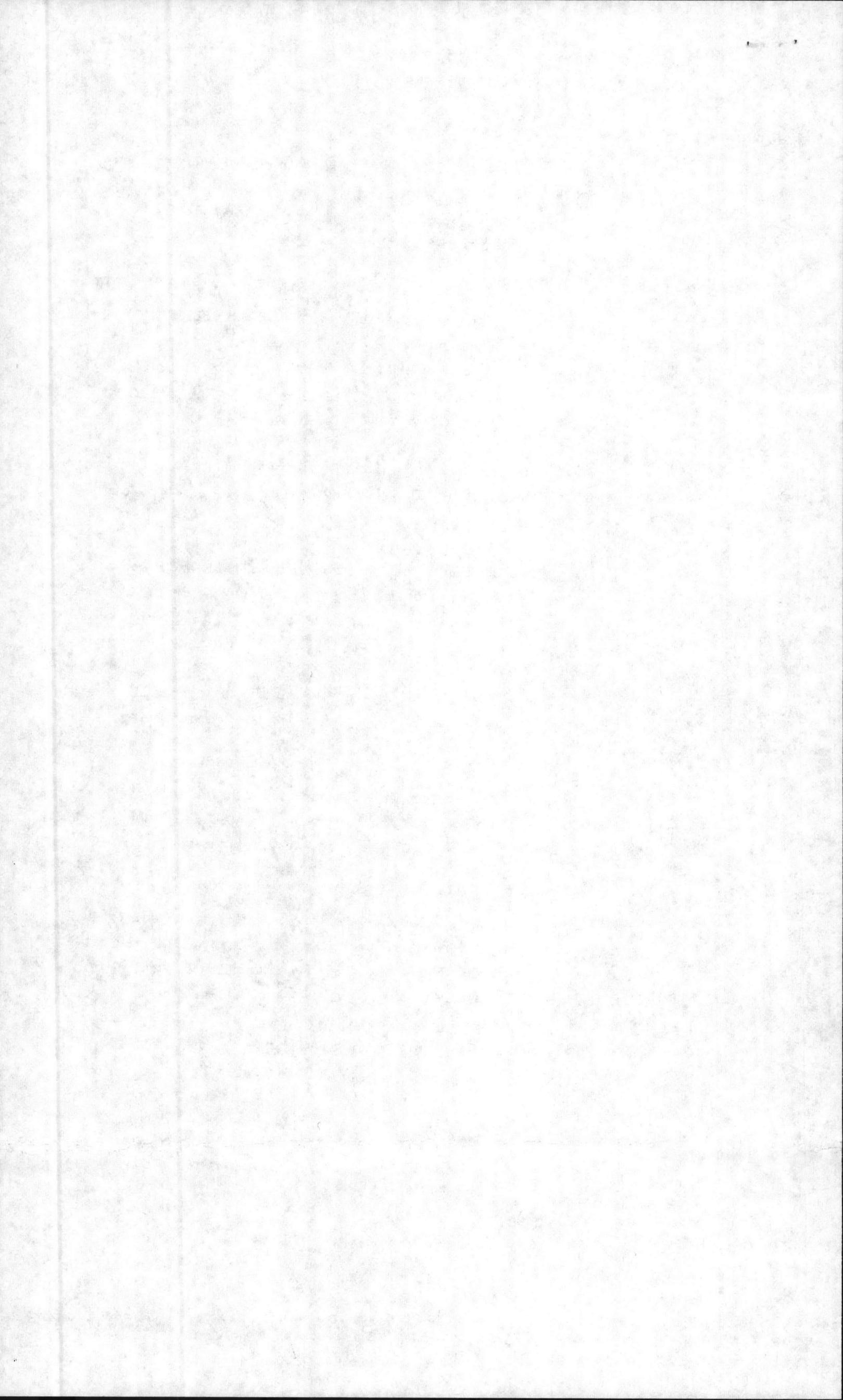
8. PERMITTEE may terminate his obligations under this permit on reasonable notice to the PERMITTOR in the event of either of the following contingencies:

- a. PERMITTEE deems the property and FACILITIES occupied under this permit to be unnecessary to fulfillment of his statutory obligations under Public Law 874, 81st Congress, or any subsequent Congressional enactment;
- b. Statutory authority of PERMITTEE to maintain or operate the FACILITIES occupied under the permit is terminated or expires.

9. PERMITTEE and/or his duly authorized agent operating the schools shall exercise such jurisdiction and control over the FACILITIES herein as he shall deem necessary for the education of children in attendance at the schools.

10. Activities authorized hereunder shall be subject to such rules and regulations relative to ingress and egress, CAMP security, and the like, as may be prescribed by the Commanding General, Marine Corps Base, Camp LeJeune, North Carolina, who is hereby designated as the Local Representative of the PERMITTOR for such matters, said rules and regulations to be consistent with the intended use of the FACILITIES BY THE PERMITTEE for educational purposes.

COPY



THE DEPARTMENT OF THE NAVY has caused this permit to be executed on this 24th day of January, 1954.

THE DEPARTMENT OF THE NAVY

/s/ Jack E. Cochrane

By direction of the Chief of the Bureau of Yards and Docks, acting under the direction of the Secretary of the Navy

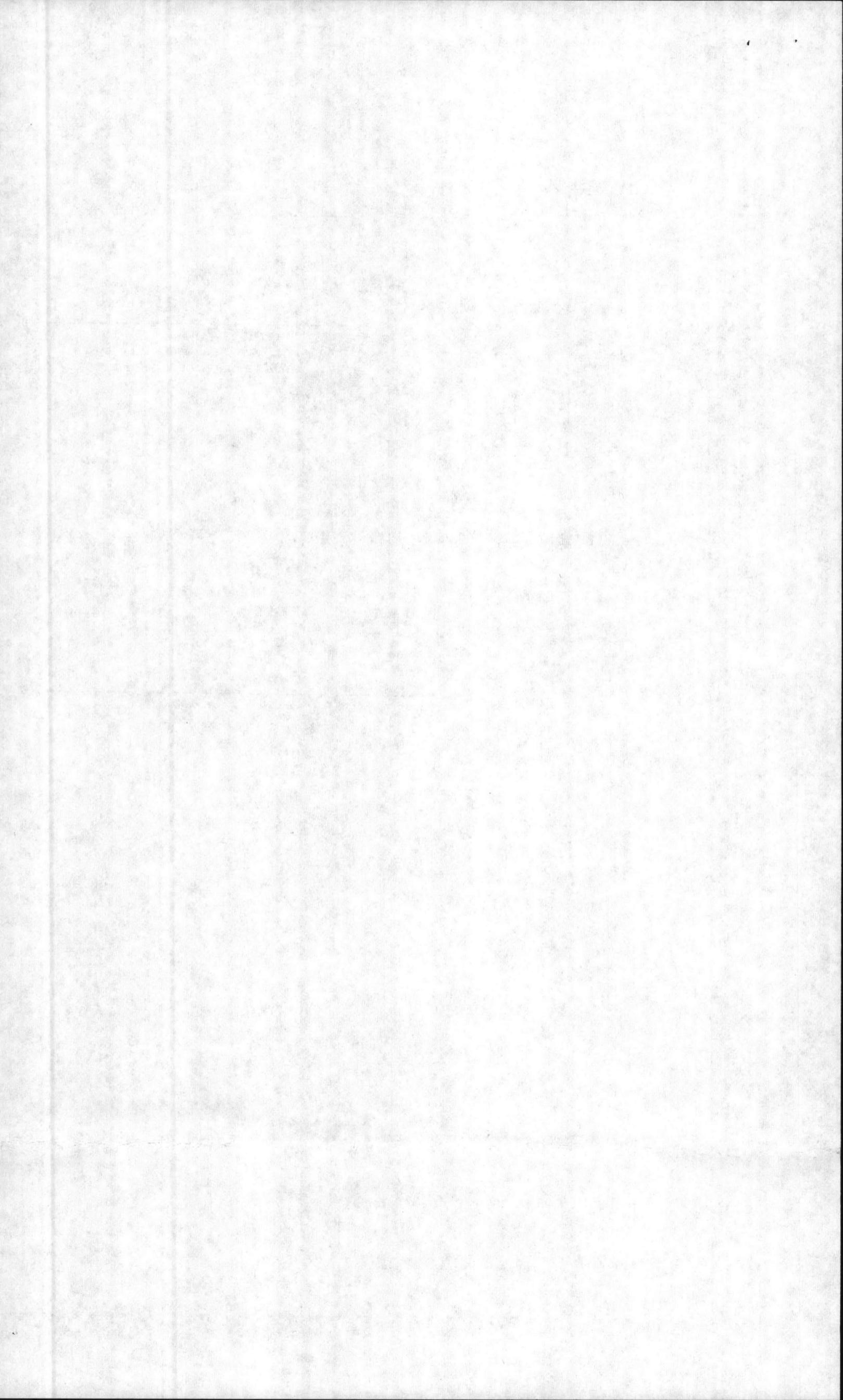
THE TERMS AND CONDITIONS of this permit are acceptable to the COMMISSIONER OF EDUCATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE
UNITED STATES COMMISSIONER OF EDUCATION

Date:

/s/ Rall I. Grigsby
Director School Assistance
in Federally Affected Areas

COPY



AMENDMENT NO. 1
to
Revocable Permit NOy(R)-48135

WHEREAS, by Revocable Permit NOy(R)-48135, effective as of 1 January 1954, the DEPARTMENT OF THE NAVY, hereinafter called the PERMITTOR, granted to the COMMISSIONER OF EDUCATION, DEPARTMENT OF HEALTH, EDUCATION AND WELFARE, hereinafter called the PERMITTEE, permission to occupy and use certain designated land, buildings and improvements, hereinafter called the "Facilities", forming a part of the U. S. Marine Corps Base, Camp LeJeune, North Carolina, hereinafter called the "Camp"; and

WHEREAS, such permission, which was granted pursuant to Section 204 of Public Law 815, 81st Congress, and Public Law 874, 81st Congress, provided for construction of school buildings and appurtenances, and for maintenance and operation of such buildings and appurtenances, together with maintenance and operation of the school buildings and appurtenances previously constructed, and forming part of the Facilities made available for the public education of children residing at the Camp; and

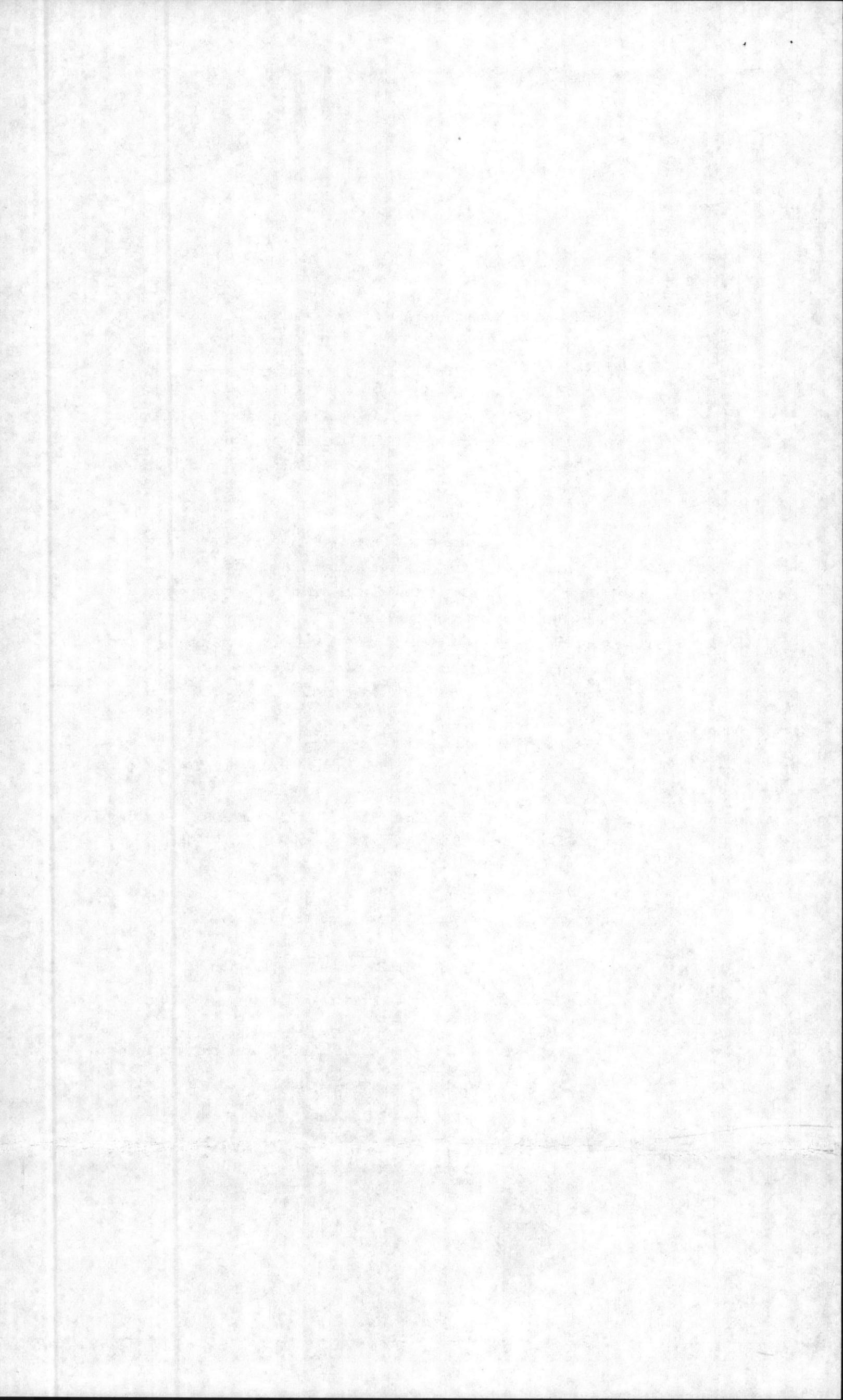
WHEREAS, the PERMITTEE has requested a site permit for additional school facilities at the Camp to meet normal growth of the Camp;

NOW, THEREFORE, in consideration of the premises, the aforesaid Revocable Permit NOy(R)-48135 is hereby amended as follows:

1. The description of the land therein covering Tracts 1 and 2 shall also embrace Tract No. 3, described as follows:

FROM A BRAD MARKER in the intersection of Stone and Bevin Streets, said marker being geographically located by N. C. State grid co-ordinates; N 346,015.75 E 2,492,225.72. Proceed with the center line of Stone Street N 56 44 00 E, 54.82 feet to a point, thence S 33 16 00 E, 75.0 feet to the point of beginning. Thence N 56 44 00 E, parallel to Stone Street, 478.28 feet to a point, said point being the beginning of a curve having a radius 4610.56 feet, thence with said curve 650.90 feet to a point. Thence S 36 56 50 E, 806.0 feet to a point. Thence S 56 44 00 W, 1130.0 feet to a point. Thence N 36 56 50 W, paralleling Bevin Street, 50 feet from center line, 760.0 feet to the point of beginning.

COPY



Excepting and reserving a right of way of 15 feet each side of center line of existing overhead power line.

All grid bearings referred to are N. C. State grid bearings.

CONTAINING 20.00 acres of land, more or less, as more completely delineated on Y&D Drawing No. 765257 dated 10 October 1957, entitled "MARINE CORPS BASE, CAMP LEJEUNE, NORTH CAROLINA, Expansion of Camp Schools, Plat & Description Bevin-Stone Street School", a copy of which is marked Exhibit "C" and attached hereto, and by this reference made a part hereof.

2. Paragraph No. 3 of the said Revocable Permit NOy(R)-48135 is deleted, and in lieu thereof the following paragraph No. 3 is substituted:

"3. The PERMITTOR, from funds made available by the COMMISSIONER OF EDUCATION pursuant to Section 6 of the aforesaid Public Law 874, 81st Congress, as amended, shall pay all charges for utilities and services furnished to the Facilities. Payment shall be made direct to the producing or supplying company, or to the PERMITTOR, for the utilities and services which are produced or supplied by each respectively."

3. Paragraph No. 11 is hereby added to Revocable Permit NOy(R)-48135, as follows:

"11. That the operation of school facilities which may be located on the property described herein, shall be conducted without segregation on the basis of race or color."

This Amendment No. 1 shall be effective as of the 1st day of March, 1958.

Except as specifically provided for herein, all the terms and provisions of Revocable Permit NOy(R)-48135 shall remain in full force and effect.

The DEPARTMENT OF THE NAVY has caused this Amendment No. 1 to Revocable Permit NOy(R)-48135 to be executed on this 26th day of February, 1958.

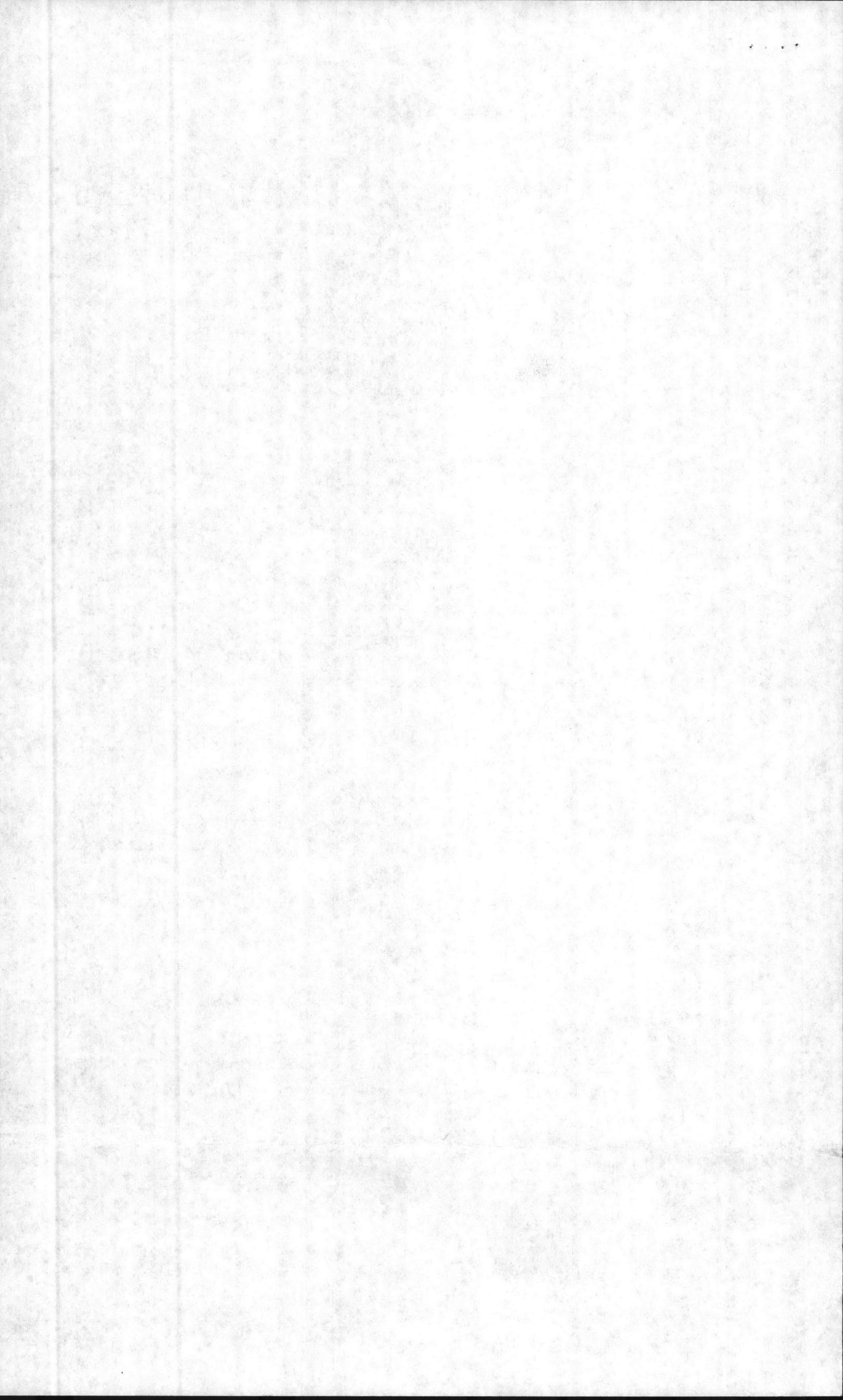
DEPARTMENT OF THE NAVY

By M. E. Scanlon
By direction of the Chief of the
Bureau of Yards and Docks, acting
under the direction of the Secretary of

The terms and conditions of this Amendment No. 1 to Revocable Permit NOy(R)-48135 are acceptable to the COMMISSIONER OF EDUCATION, DEPARTMENT OF HEALTH, EDUCATION AND WELFARE.

Date March 4, 1958

By Rall I. Grigsby



1 March 1958

AMENDMENT NO. 1

to

REVOCABLE PERMIT NOy(R)-48135

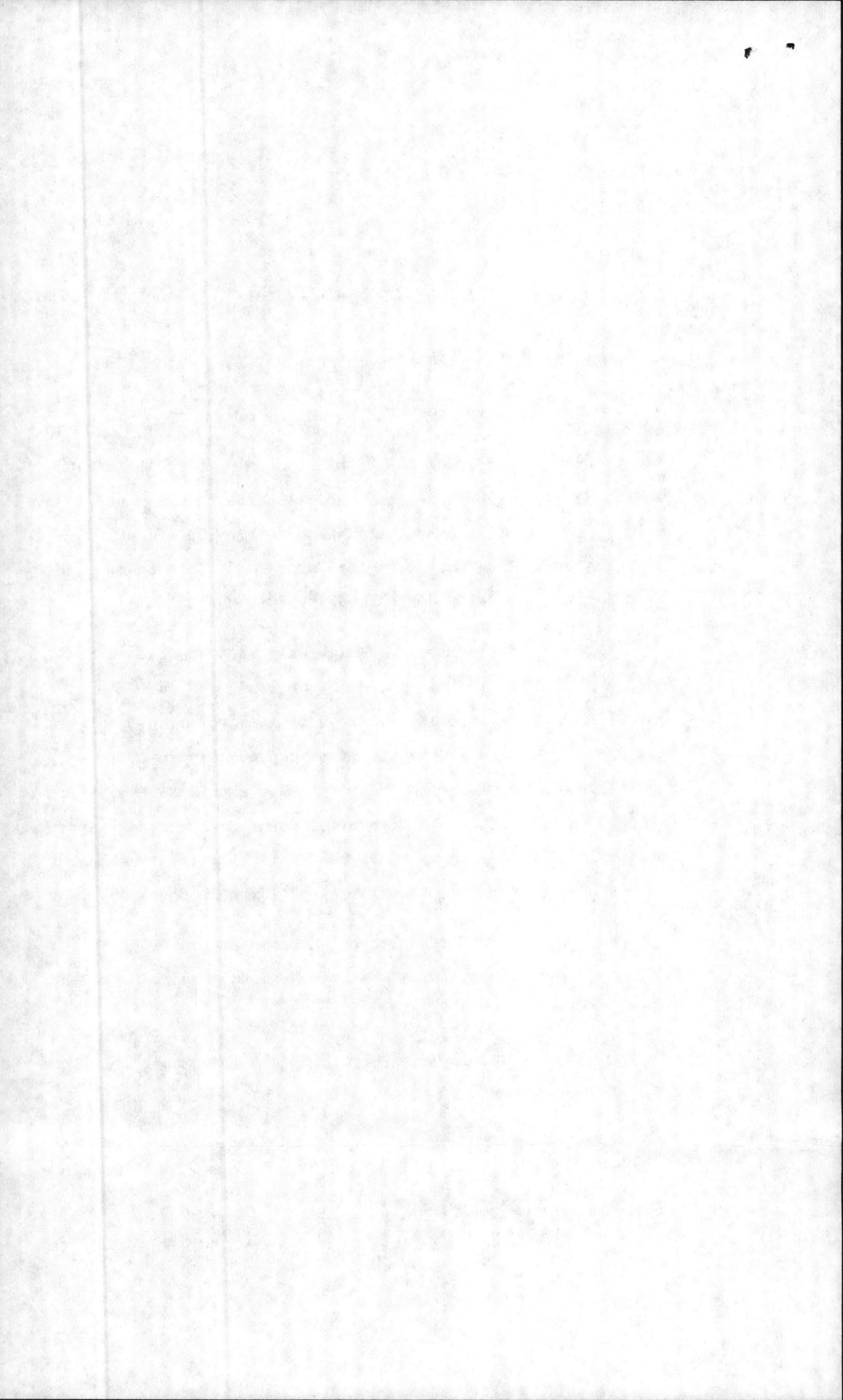
WHEREAS, by Revocable Permit NOy(R)-48135, effective as of 1 January 1954, the DEPARTMENT OF THE NAVY, hereinafter called the PERMITTOR, granted to the COMMISSIONER OF EDUCATION, DEPARTMENT OF HEALTH, EDUCATION AND WELFARE, hereinafter called the PERMITTEE, permission to occupy and use certain designated land, buildings and improvements, hereinafter called the "Facilities", forming a part of the U. S. Marine Corps Base, Camp LeJeune, North Carolina, hereinafter called the "Camp"; and

WHEREAS, such permission, which was granted pursuant to Section 204 of Public Law 815, 81st Congress, and Public Law 674, 81st Congress, provided for construction of school buildings and appurtenances, and for maintenance and operation of such buildings and appurtenances, together with maintenance and operation of the school buildings and appurtenances previously constructed, and forming part of the Facilities made available for the public education of children residing at the Camp; and

WHEREAS, the PERMITTEE has requested a site permit for additional school facilities at the Camp to meet normal growth of the Camp;

NOW, THEREFORE, in consideration of the premises, the aforesaid Revocable Permit NOy(R)-48135 is hereby amended as follows:

DUPLICATE ORIGINAL



1. The description of the land therein covering Tracts 1 and 2 shall also embrace Tract No. 3, described as follows:

FROM A BRAD MARKER in the intersection of Stone and Bevin Streets, said marker being geographically located by N. C. State grid co-ordinates; N 346,015.75 E 2,492,225.72. Proceed with the center line of Stone Street N 56 44 00 E, 54.82 feet to a point, thence S 33 16 00 E, 75.0 feet to the point of beginning. Thence N 56 44 00 E, parallel to Stone Street, 478.28 feet to a point, said point being the beginning of a curve having a radius 4610.56 feet, thence with said curve 650.90 feet to a point. Thence S 36 56 50 E, 806.0 feet to a point. Thence S 56 44 00 W, 1130.0 feet to a point. Thence N 36 56 50 W, paralleling Bevin Street, 50 feet from center line, 760.0 feet to the point of beginning.

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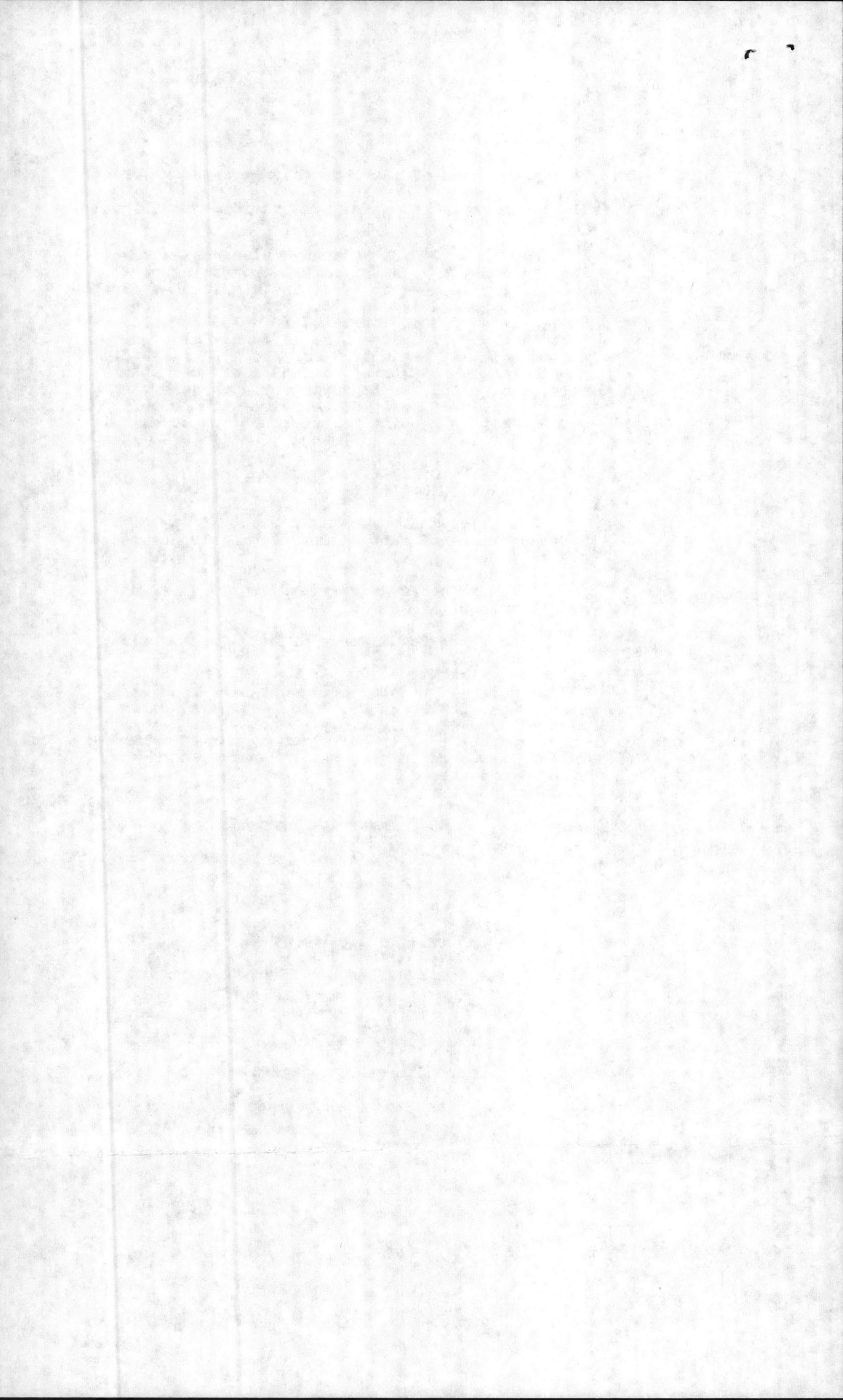
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producing or supplying company, or to the PERMITTOR, for the utilities and services which are produced or supplied by each respectively."

3. Paragraph No. 11 is hereby added to Revocable Permit NOy(R)-48135, as follows:

"11. That the operation of school facilities which may be located on the property described herein, shall be conducted without segregation on the basis of race or color."

This Amendment No. 1 shall be effective as of the 1st day of March, 1958.

Except as specifically provided for herein, all the terms and provisions of Revocable Permit NOy(R)-48135 shall remain in full force and effect.

The DEPARTMENT OF THE NAVY has caused this Amendment No. 1 to Revocable Permit NOy(R)-48135 to be executed on this 26th day of February, 1958.

DEPARTMENT OF THE NAVY

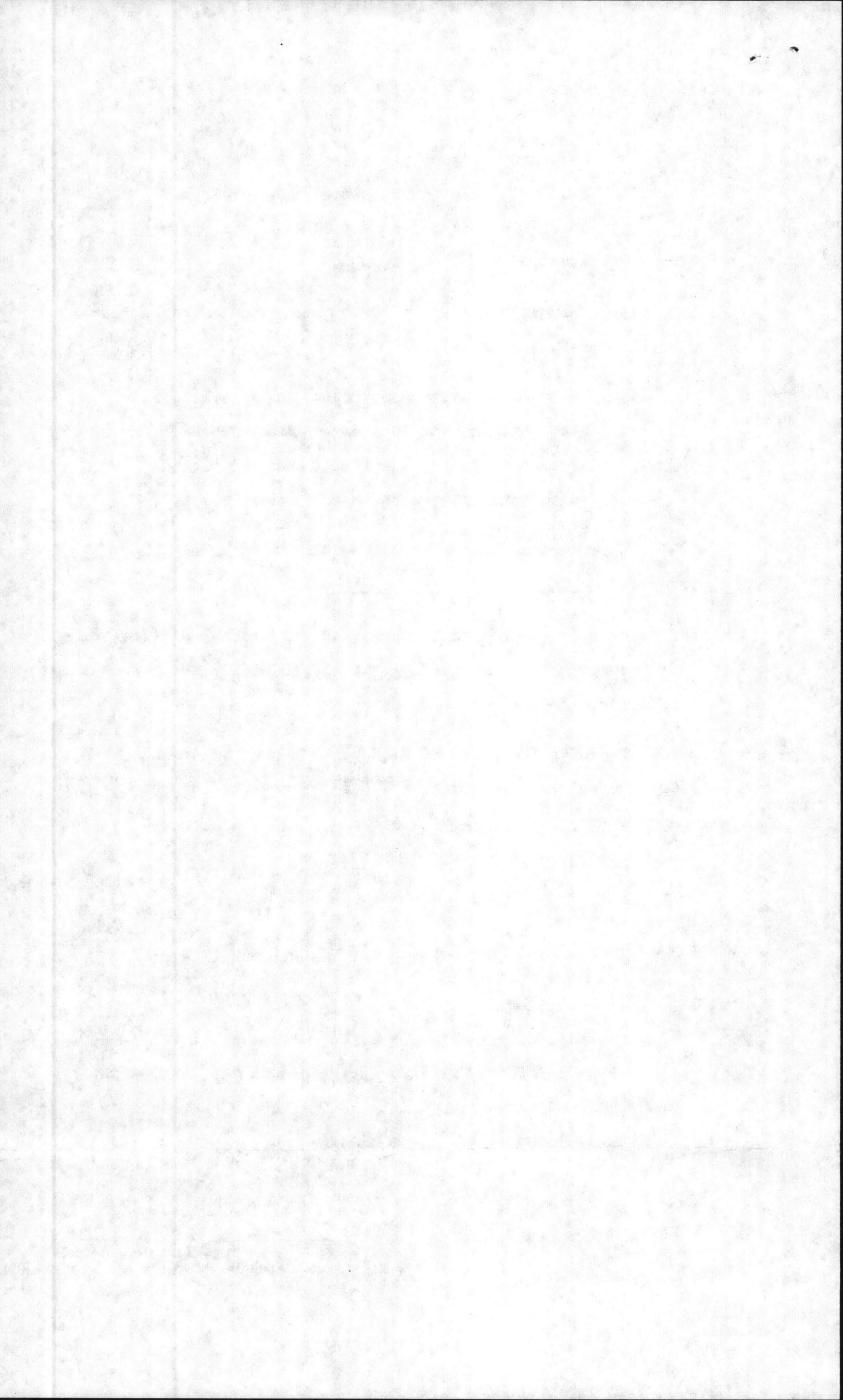
By M. E. Saulan
By direction of the Chief of
the Bureau of Yards and Docks,
acting under the direction of
the Secretary of the Navy

The terms and conditions of this Amendment No. 1 to Revocable Permit NOy(R)-48135 are acceptable to the COMMISSIONER OF EDUCATION, DEPARTMENT OF HEALTH, EDUCATION AND WELFARE.

COMMISSIONER OF EDUCATION
DEPARTMENT OF HEALTH, EDUCATION
AND WELFARE

Date MAR 1 1958

By Rall I. Grigsby
Rall I. Grigsby, Director, School
Assistance in Federally Affected Areas



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Y

DEPARTMENT OF THE NAVY
Bureau of Yards & Docks
Washington 25, D. C.

R-312/RJ/dkw
ND5/N1-1
W34-40-NR-11
5 Feb 1958

From: Chief, Bureau of Yards and Docks
To: Assistant Secretary of the Navy (Material)
Via: The Commandant of the Marine Corps (COH)

Subj: U. S. Marine Corps Base, Camp Lejeune, North Carolina; proposed amendment to Site Permit NOy(R)-48135 to provide additional lands for construction of a new elementary school

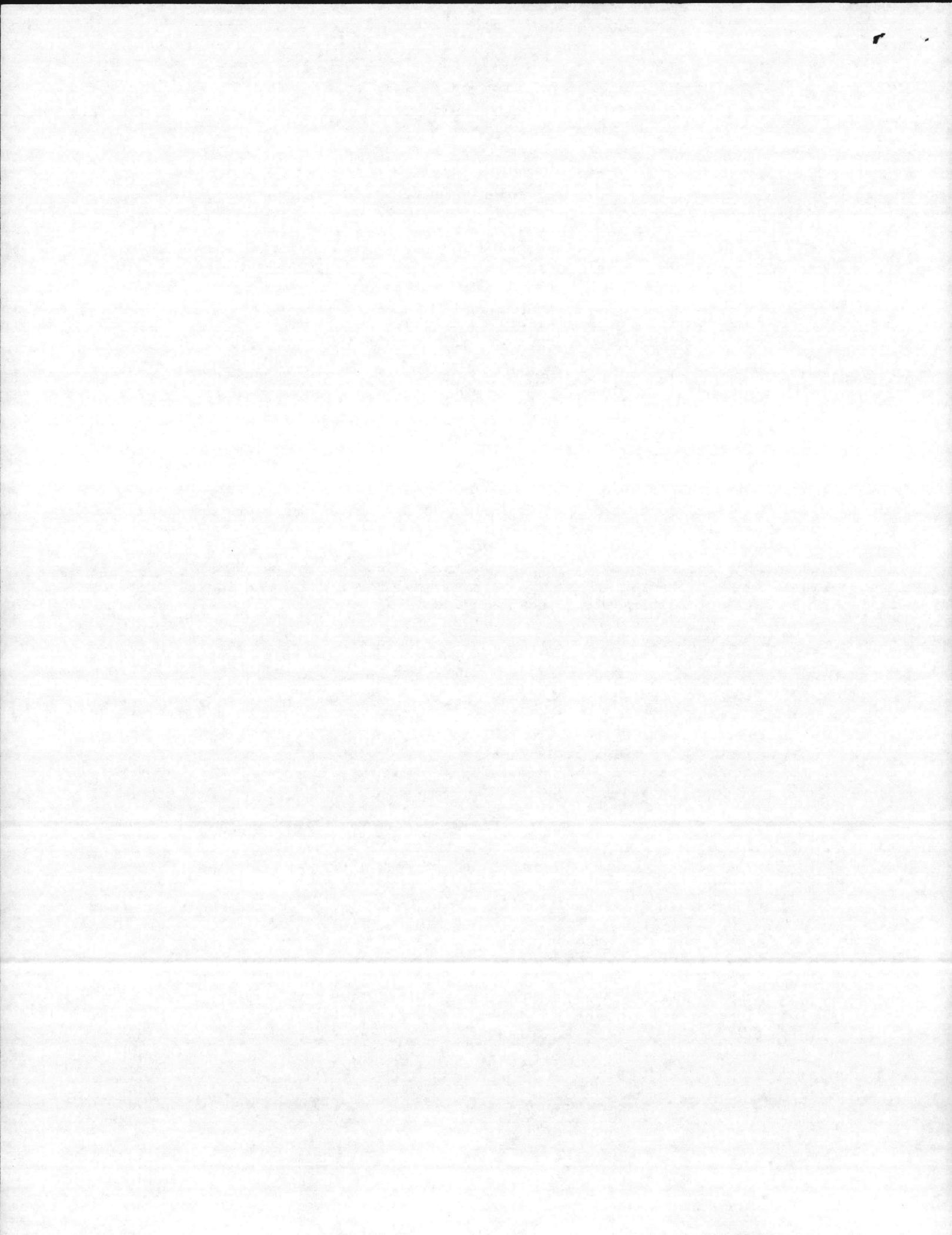
Ref: (a) SECNAV 4th End NCA3 of 24 Apr 1953 to BUDOCKS on CG MARBAKS Camp Lejeune ltr N1(10)40 Ser 92819 of 27 Sep 1952 to CMC
(b) Section 310 of Public Law 246, 83rd Congress, as amended
(c) SECNAV INST 11013.6A dtd 1 Apr 1957

Encl: (1) Proposed ltr of authorization from SECNAV to BUDOCKS
(2) Marked Print P. W. Drawing No. 5784 Additional School Facilities dtd 18 October 1957

1. By reference (a) authority was granted for the issuance of a Site Permit to the Department of Health, Education, and Welfare at subject Base for the construction, maintenance, and operation of school facilities for the education of children residing on Federal property. In accordance with such authority this Department granted to the Commissioner of Education, Department of Health, Education, and Welfare Revocable Permit NOy(R)-48135 dated 24 January 1954 under which the Midway Park Primary School and the Camp Lejeune Elementary School and High School were constructed.

2. Last year the Commanding General of subject Base requested that a 63.87 acre portion of the Base, shown in red on enclosure (2), be made available to the Department of Health, Education, and Welfare for the construction of extensive additional school facilities needed to meet the demand for such facilities occasioned both by the construction of Capehart Housing at the Base and normal growth of the Base. Before the request could be processed the Capehart Housing Program at the Base was placed on the indefinitely deferred list.

3. Since the deferral of Capehart construction does not obviate the need for certain school facilities at Camp Lejeune to meet normal growth requirements, the Commanding General has recently made application to



the Department of Health, Education and Welfare for construction of an elementary school and related facilities on an alternate 20 acre site, shown in yellow on enclosure (2). In approving this application the Department of Health, Education and Welfare has requested that a suitable permit be granted the Commissioner of Education.

4. It is proposed to make the 20 acre site requested by the Department of Health, Education, and Welfare available by amendment to Revocable Permit NOy(R)-48135 under which the existing school facilities were established. It is considered in the interests of better administration to include all lands made available to the Department of Health, Education, and Welfare at a particular installation under one agreement. Revocable Permit NOy(R)-48135 provides:

- (a) The premises will be used for the construction, maintenance and operation of school buildings and necessary appurtenances;
- (b) The cost of utilities and related facilities necessary for the operation of the school facilities shall be borne by the Permittee;
- (c) The permit is granted for an indefinite term and may be terminated by the Navy on (i) failure of the Permittee to utilize the premises for the education of children residing at the Base for a period of six months, and (ii) termination of the authority of the Commissioner of Education to conduct educational programs on Federal establishments.

By a supplemental agreement between the Navy and the Department of Health, Education and Welfare the school facilities located on the premises of Revocable Permit NOy(R)-48135 are required to be conducted on a non-segregated basis. The amendment of subject permit to include the new lands requested will make these lands available under the foregoing terms and conditions.

5. This Bureau considers the granting of additional land at subject Base to the Department of Health, Education, and Welfare by an amendment to existing Site Permit NOy(R)-48135 to be in the public interest and that it will effectuate the purposes of reference (b) in the manner contemplated by reference (c). Upon approval of this proposal, it is requested that enclosure (1) be executed and returned to this Bureau.

P. CORRADI
Deputy Chief of Bureau

Copy to
NAVCOMPT
CG MCB CANLEJ
DPWO 5ND

