

MINUTE ITEM

11/30/67

42. ACCEPTANCE OF QUITCLAIM AND ISSUANCE OF NEW LIFE-OF-STRUCTURE EASEMENT, ORANGE COUNTY; LOS ANGELES COUNTY FLOOD CONTROL DISTRICT - W.O. 6659, P.R.C. 3848.9.

After consideration of Calendar Item 39 attached, and upon motion duly made and carried, the following resolution was adopted:

AT SUCH TIME AS THE BOUNDARY AGREEMENT (MINUTE ITEM 40) IS EXECUTED BY THE EXECUTIVE OFFICER, THE COMMISSION AUTHORIZES THE EXECUTION OF THE LIFE-OF-STRUCTURE EASEMENT WITH THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, ON FILE IN THE OFFICE OF THE COMMISSION AS EXHIBIT "B" AND BY REFERENCE MADE A PART HEREOF, AND THE ACCEPTANCE OF THE QUITCLAIM CONTAINED THEREIN.

Attachment

Calendar Item 39 (2 pages)

SUPPLEMENTAL CALENDAR ITEM

11/67  
W.O. 6659

39.

ACCEPTANCE OF QUITCLAIM AND  
ISSUANCE OF NEW LIFE-OF-STRUCTURE EASEMENT

APPLICANT: Los Angeles County Flood Control District

LOCATION: Orange County

PROPOSED USE: For maintenance and operation of a flood control channel and  
for water conservation purposes

TERMS: Initial period: 49 years, from November 30, 1967  
Renewal options: None  
Surety bond: None  
Property damage: None

CONSIDERATION: No charge. The public benefit.

PREREQUISITE ITEMS:

U. S. Army Corps of Engineers navigational permit issued

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Pt. 2, Ch. 1, Secs. 6501-6509
- b. Administrative Code: Title 2, Div. 3, Secs. 2000-2011
- c. Commission policy: Minute Item 18 of November 18, 1959

OTHER PERTINENT INFORMATION:

On November 9, 1962, and on May 1, 1967, 49-year Life-of-Structure Permits P.R.C. 2924.9 and P.R.C. 3729.9 were issued to the Los Angeles County Flood Control District, covering State land in the San Gabriel River, Orange County. Said permits did not, however, specifically define the area owned by the State because of the inability of the parties to agree upon the extent of sovereign lands.

As a result of continuing negotiations, the Los Angeles County Flood Control District has agreed to execute a Boundary Agreement, Supplemental Calendar Item 38, which will resolve the question as to the extent of ungranted sovereign lands of the State in that portion of the present location of the San Gabriel River within the City of Seal Beach.

The negotiations have also produced an agreement whereby, in exchange for the termination of Permits P.R.C. 2924.9 and P.R.C. 3729.9, the Los Angeles County Flood Control District has agreed to a new permit specifically defining the area of ungranted sovereign lands located within the permit area.

SUPPLEMENTAL CALENDAR ITEM 39. (CONTD.)

A copy of the document by which the Los Angeles County Flood Control District quitclaims its interest in the outstanding permits and the State conveys a new permit to the specifically defined area is on file in the office of the State Lands Commission and by reference made a part hereof.

The new permit also expands the use to provide for water conservation.

EXHIBITS:           A. Location map                   B. Document

IT IS RECOMMENDED THAT, AT SUCH TIME AS THE BOUNDARY AGREEMENT (SUPPLEMENTAL CALENDAR ITEM 38) IS EXECUTED BY THE EXECUTIVE OFFICER, THE COMMISSION AUTHORIZE THE EXECUTION OF THE LIFE-OF-STRUCTURE EASEMENT WITH THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, ON FILE IN THE OFFICE OF THE COMMISSION AS EXHIBIT "B" AND BY REFERENCE MADE A PART HEREOF, AND THE ACCEPTANCE OF THE QUITCLAIM CONTAINED THEREIN.