

MINUTE ITEM

This Calendar Item No. 26
was approved as Minute Item
No. 26 by the State Lands
Commission by a vote of 3 MINUTE ITEM
to 0 at its 3-25-76
meeting.

3/25/76
HPW

26. 49-YEAR RIGHT OF WAY, TIDE AND SUBMERGED LAND IN FOURTEEN
MILE SLOUGH, CALAVERAS RIVER, AND THE SAN JOAQUIN RIVER;
STOCKTON, SAN JOAQUIN COUNTY; CITY OF STOCKTON - W 21015, PRC 5108.

The date of commencement of the lease was changed administra-
tively after the Commission meeting due to an inadvertent
error. The date was changed from March 25, 1976, to
March 15, 1976.

The Commission unanimously approved the following resolution:

THE COMMISSION:

1. DETERMINES THAT AN ENVIRONMENTAL IMPACT REPORT HAS BEEN
PREPARED FOR THIS PROJECT AND CERTIFIED BY THE STOCKTON
CITY PLANNING DEPARTMENT ON APRIL 8, 1974.
2. CERTIFIES THAT THE INFORMATION CONTAINED IN THE ENVIRON-
MENTAL IMPACT REPORT OF THE STOCKTON CITY PLANNING DEPARTMENT
HAS BEEN REVIEWED AND CONSIDERED BY THE COMMISSION.
3. DETERMINES THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT
EFFECT ON THE ENVIRONMENT.
4. DETERMINES THAT THE GRANTING OF THE APPLICATION WILL HAVE
NO SIGNIFICANT EFFECT UPON THE ENVIRONMENTAL VALUES
IDENTIFIED PURSUANT TO SECTION 6370.1 ET SEQ. OF THE
PUBLIC RESOURCES CODE.
5. AUTHORIZES ISSUANCE TO THE CITY OF STOCKTON OF A 49-YEAR
RIGHT OF WAY FROM MARCH 15, 1976. IN CONSIDERATION OF THE
PUBLIC USE AND BENEFIT WITH STATE RESERVING THE RIGHT
TO SET A MONETARY RENTAL AT ANY TIME IF THE COMMISSION
FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST FOR
THE INSTALLATION AND MAINTENANCE OF A 30-INCH PIPELINE TO
CONVEY SEWAGE ON THE LAND DESCRIBED ON EXHIBIT "A"
ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:
Calendar Item 26 (4 pages)

CALENDAR ITEM

26

3/76
EPW
W 21015

RIGHT OF WAY

APPLICANT: City of Stockton
City Hall
Stockton, California 95202

AREA, TYPE LAND AND LOCATION:
Four parcels of tide and submerged land being 0.086 acres in Fourteen Mile Slough; 0.071 acres in the Calaveras River; 0.295 acres in the Deepwater Channel; and 0.059 acre in the San Joaquin River, Stockton, San Joaquin County.

LAND USE: For the installation and maintenance of a 30-inch pipeline to convey sewage.

TERMS OF PROPOSED LEASE:
Initial period: 49-years from March 25, 1976.

CONSIDERATION: The public use and benefit with State reserving the right at any time to set a monetary rental if the Commission finds such action to be in the State's best interest.

PREREQUISITE TERMS, FEES AND EXPENSES:
Applicant is permitted is upland.

Processing costs of \$325 has been received.

STATUTORY AND OTHER REFERENCES:
A. Public Resources Code: Div. 6, Parts 1 & 2.
B. Administrative Code: Title 2, Div. 3,
Arts. 1, 2, 10 & 11.

OTHER PERTINENT INFORMATION:
1. The annual rental value of the sites are estimated to be \$500.85.
2. This project is situated on State land identified as environmentally significant, pursuant to Public Resources Code 6370.1, and is classified in a significant use category, Class B: Limited Use. Upon review of the final Environmental Impact Report and contact with agencies nominating lands possessing significant environmental values pursuant to Public Resources Code 6370.1, staff finds that adequate provision have been made for the permanent protection

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CALENDAR ITEM NO. 26 (CONTD)

of the significantly environmental characteristics.

3. A final Environmental Impact Report was prepared by the Stockton City Planning Department, pursuant to CEQA and implementing regulations. A Notice of Determination has been received.

EXHIBITS: A. Land Description. B. Location Map.
 C. EIR Summary.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS BEEN PREPARED FOR THIS PROJECT AND CERTIFIED BY THE STOCKTON CITY PLANNING DEPARTMENT ON APRIL 8, 1974.
2. CERTIFY THAT THE INFORMATION CONTAINED IN THE ENVIRONMENTAL IMPACT REPORT OF THE STOCKTON CITY PLANNING DEPARTMENT HAS BEEN REVIEWED AND CONSIDERED BY THE COMMISSION.
3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. DETERMINE THAT THE GRANTING OF THE APPLICATION WILL HAVE NO SIGNIFICANT EFFECT UPON THE ENVIRONMENTAL VALUES IDENTIFIED PURSUANT TO SECTION 6570.1 ET SEQ. OF THE PUBLIC RESOURCES CODE.
5. AUTHORIZE ISSUANCE TO THE CITY OF STOCKTON OF A 49-YEAR RIGHT OF WAY FROM MARCH 25, 1976, IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT WITH STATE RESERVING THE RIGHT TO SET A MONETARY RENTAL AT ANY TIME IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST FOR THE INSTALLATION AND MAINTENANCE OF A 30-INCH PIPELINE TO CONVEY SEWAGE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 21015

Four parcels of tide and submerged lands 20 feet wide in the State owned beds in the San Joaquin River, Stockton Deep Water Channel, Calaveras River and Fourteen Mile Slough lying 10 feet on each side of the following described centerlines:

PARCEL A

San Joaquin River Crossing; a portion of T. 1 N., R. 6 E., M.D.M., County of San Joaquin:

BEGINNING at a point on the easterly bank of the San Joaquin River, from which the Department of Transportation R.M. No. 1578, having Zone 3 California Coordinates $X = 1,761,768.557$, $Y = 531,475.455$, bears $N 39^{\circ} 41' 30'' E$, 4,679.98 feet; thence $N 42^{\circ} 36' 30'' W$, 368.39 feet to a point on the westerly bank of the San Joaquin River, from which said Department of Transportation R.M. No. 1578 bears $N 44^{\circ} 11' 58'' E$, 4,644.99 feet.

EXCEPTING THEREFROM any lands lying above the Ordinary High Water Mark of the San Joaquin River.

PARCEL B

Stockton Deep Water Channel Crossing (being that portion of the old natural bed of the San Joaquin River); a portion of T. 1 N., R. 6 E., M.D.M., County of San Joaquin:

BEGINNING at a point on the southerly bank of the Stockton Deep Water Channel, from which the Department of Transportation R.M. No. 1578, having Zone 3 California Coordinates of $X = 1,761,768.557$, $Y = 531,475.455$, bears $N 55^{\circ} 39' 17'' E$, 3,570.20 feet; thence $N 10^{\circ} 10' 10'' E$, 643.93 feet to a point

Exhibit "A"

on the northerly bank of the Stockton Deep Water Channel, from which said Department of Transportation R.M. No. 1578 bears N 64° 01' 49" E, 3,152.38 feet.

EXCEPTING THEREFROM any lands lying above the Ordinary High Water Mark of the Stockton Deep Water Channel.

PARCEL C

Calaveras River Crossing; a portion of T. 2 N., R. 6 E., M.D.M., County of San Joaquin:

BEGINNING at a point from which Department of Transportation R.M. No. 1668, having Zone 3 California Coordinates X = 1,758,041.497, Y = 539,224.014, bears S 55° 10' 54" E, 459.37 feet; thence N 11° 45' 02" W, 216.41 feet to a point on the northerly bank of the Calaveras River, from which Department of Transportation R.M. No. 1678, having Zone 3 California Coordinates X = 1,757,761.307, Y = 540,148.278, bears N 17° 23' 43" E, 471.67 feet.

EXCEPTING THEREFROM any lands lying above the Ordinary High Water Mark of the Calaveras River.

PARCEL D

Fourteen Mile Slough Crossing; a portion of T. 2 N., R. 6 E., M.D.M., County of San Joaquin.

BEGINNING at a point on the southerly bank of Fourteen Mile Slough, from which Department of Transportation R.M. No. 1746, having Zone 3 California Coordinates X = 1,755,789.354, Y = 546,657.361, bears S 45° 13' 02" W, 358.90 feet; thence N 0° 59' 37" E, 198.20 feet to a point on the northerly bank of Fourteen Mile Slough from which said Department of Transportation R.M. No. 1746 bears S 29° 47' 22" W, 519.66 feet.

EXCEPTING THEREFROM any lands lying above the Ordinary High Water Mark of Fourteen Mile Slough.

Bearings and distances in the above description are based upon the California Coordinate System, Zone 3

Prepared James A. McElroy Checked John W. Jensen
 Reviewed John W. Jensen Date 12/21/75