

MINUTE ITEM

This Calendar Item No. C18
was approved as Minute Item
No. 18 by the State Lands
Commission by a vote of 3
to 0 at its 2-22-76
meeting.

CALENDAR ITEM
C18.

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QUITCLAIM - MONTEREY COUNTY

LOCATION: Tide and submerged lands in Monterey County.

BACKGROUND: Chapter 137, Statutes of 1929, granted tide and submerged lands in and about the mouth and estuary of the Carmel River to the Carmel Sanitary District. The grant stipulated that except for franchises of limited duration for rights of way, none of said lands shall be used or devoted to any purposes other than for necessary and convenient sanitary facilities.

On June 8, 1953, Carmel Sanitary District adopted Resolution No. 398 that portions of said lands were not required for sanitary facilities or for use by the District, and that they were desired by the Department of Park and Beaches for public use. The resolution authorized the release and quitclaim of those lands, reserving one small parcel and two rights-of-way.

On August 3, 1953, the Department of Finance, acting on behalf of the State of California, issued a Certificate of Approval consenting to the execution of the conveyance to the State of the property described in the quitclaim.

PURPOSE: To find that the portions of the lands granted to the Carmel Sanitary District that were quitclaimed back to the State of California are ungranted tide and submerged lands under the jurisdiction of the State Lands Commission.

EXISTING SITUATION: Division staff has received confirmation from the Department of Parks and Recreation and from the Department of General Services that said tide and submerged lands are not being administered under the jurisdiction of their respective agencies.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT PORTIONS OF THE TIDE AND SUBMERGED LANDS GRANTED TO THE CARMEL SANITARY DISTRICT BY CHAPTER 137, STATUTES OF 1929, DESCRIBED IN RESOLUTION 398 OF THE CARMEL SANITARY DISTRICT, ACCEPTED BY THE DEPARTMENT OF FINANCE ON BEHALF OF THE STATE OF CALIFORNIA ON AUGUST 3, 1953, WERE IN FACT

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QUITCLAIMED TO THE STATE OF CALIFORNIA.

2. FIND THAT SAID LANDS ARE UNGRANTED TIDE AND SUBMERGED LANDS UNDER THE JURISDICTION OF THE STATE LANDS COMMISSION.

EXHIBITS: A. Location Map.