

MINUTE ITEM

This Calendar Item No. C13
was approved as Minute Item
No. 13 by the State Lands
Commission by a vote of 3
to 0 at its 6/21/84
meeting.

CALENDAR ITEM

A 8
S 4

C13 1

06/21/84
W 23407
Lane
PRC 6692

GENERAL PERMIT - PUBLIC AGENCY USE

APPLICANT: Lower Lake County Works District One
P. O. Box 263
Lower Lake, California 94547

AREA, TYPE LAND AND LOCATION:
A 0.021 acre parcel of submerged land located
in the bed of Cache Creek at Lower Lake, Lake
County.

LAND USE: Construction and use of a temporary water
intake pipeline.

TERMS OF PROPOSED PERMIT:
Initial period: 2 years from June 15, 1984.

CONSIDERATION: The public use and benefit; with the 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.

BASIS FOR CONSIDERATION:
Pursuant to 2 CAL. Adm. Code 2003.

APPLICANT STATUS:
Applicant is owner of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:
Filing fee and processing costs have been
received.

CALENDAR PAGE	<u>65</u>
MINUTE PAGE	<u>1271</u>

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
- B. CAL. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

AB 884: 06/05/85.

OTHER PERTINENT INFORMATION:

1. The Applicant is requesting a permit for use of State land in Cache Creek to install and operate a temporary water intake line. This facility is part of a water well field project, which will supply water for the McLaughlin Gold Project of Homestake Mining Company. The intake line, which is a back-up source to the well field and has a potential water use of 4,320,000 gallons per month, is to ensure sufficient water during the McLaughlin construction period and will be dismantled after construction is completed. The well field fence will extend into the creek to support a filter cloth, and navigation lights will be placed on the fence. All Department of Fish and Game requirements are being adhered to.
2. Section 2 of the lease conforms to the Lyons/Fogerty decision. The annual rental value of the site is estimated to be \$250.00.

Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 CAL. Adm. Code 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorical exempt project. The project is exempt under Class 3, new construction of small structures 14 CAL. Adm. Code 15303

Authority: P.R.C. 21084 and 14 CAL. Adm. Code 15300

CALENDAR ITEM NO. C 13 (CONT'D)

This activity involves lands which have NOT been identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. However, the Commission has declared that all tide and submerged lands are "significant" by nature of their public ownership (as opposed to "environmental significant"). Since such declaration of significance is not based upon the requirements and criteria of P.R.C. 6370, et seq, use classifications for such lands have not been designated. Therefore, the finding or the project's consistency with the use classification as required by 2 CAL. Adm. Code 2954 is not applicable.

APPROVALS OBTAINED:

Department of Fish and Game, Lake County
Planning Department, Lake County Sheriff's
Department.

FURTHER APPROVALS REQUIRED:

None.

EXHIBITS:

- A. Land Description.
- B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A CATEGORICAL EXEMPT PROJECT, CLASS 3, NEW CONSTRUCTION OF SMALL STRUCTURES., 14 CAL. ADM. CODE 15303
2. AUTHORIZE ISSUANCE TO LOWER LAKE COUNTY WATER WORKS DISTRICT ONE OF A 2-YEAR GENERAL PERMIT - PUBLIC AGENCY USE FROM JUNE 15, 1984; IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, WITH THE 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; FOR CONSTRUCTION AND USE OF A TEMPORARY WATER INTAKE PIPELINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

W 23407

A parcel of land in the bed of Cache Creek being a portion of the Northwest Quarter of the Northwest Quarter of Section 1, T12N, R7W, MDM in the County of Lake, State of California, more particularly described as follows:

BEGINNING at that certain point described as the True Point of Beginning in the Grant Deed to the Lower Lake County Waterworks District No. 1, as said deed is recorded in Book 1137 Page 188, Official Records of said County; thence $N28^{\circ}34'30''W$ 224.54 feet; thence $S46^{\circ}14'17''W$ 14.14 feet to a chain link fence post; thence continuing along a chain link fence, $S46^{\circ}14'17''W$ 39.59 feet; thence leaving said existing chain link fence $N80^{\circ}16'40''W$ 49.43 feet; thence $S40^{\circ}37'06''W$ 20.00 feet, said course being perpendicular to and 5.00 feet Northwesterly of the proposed end of the water intake pipe; thence $S2^{\circ}59'50''E$ 81.85 feet to an existing chain link fence corner; thence along said chain link fence $S33^{\circ}44'50''E$ 66.89 feet to an angle point in said fence; thence $S83^{\circ}52'40''E$ 91.08 feet to an angle point in said fence; thence $S21^{\circ}13'55''E$ 42.45 feet to the Southerly line of the land described in the aforementioned Book 1137 Page 188 of Official Records; thence along said Southerly line $N61^{\circ}05'30''E$ 70.50 feet to the point of beginning.

EXCEPTING THEREFROM any portion thereof lying landward of the ordinary low water mark of Cache Creek.

END OF DESCRIPTION

REVIEWED MAY 31, 1984 BY BOUNDARY AND TITLE UNIT, LEROY WEED,
SUPERVISOR

CALENDAR PAGE	65.3
MINUTE PAGE	1274

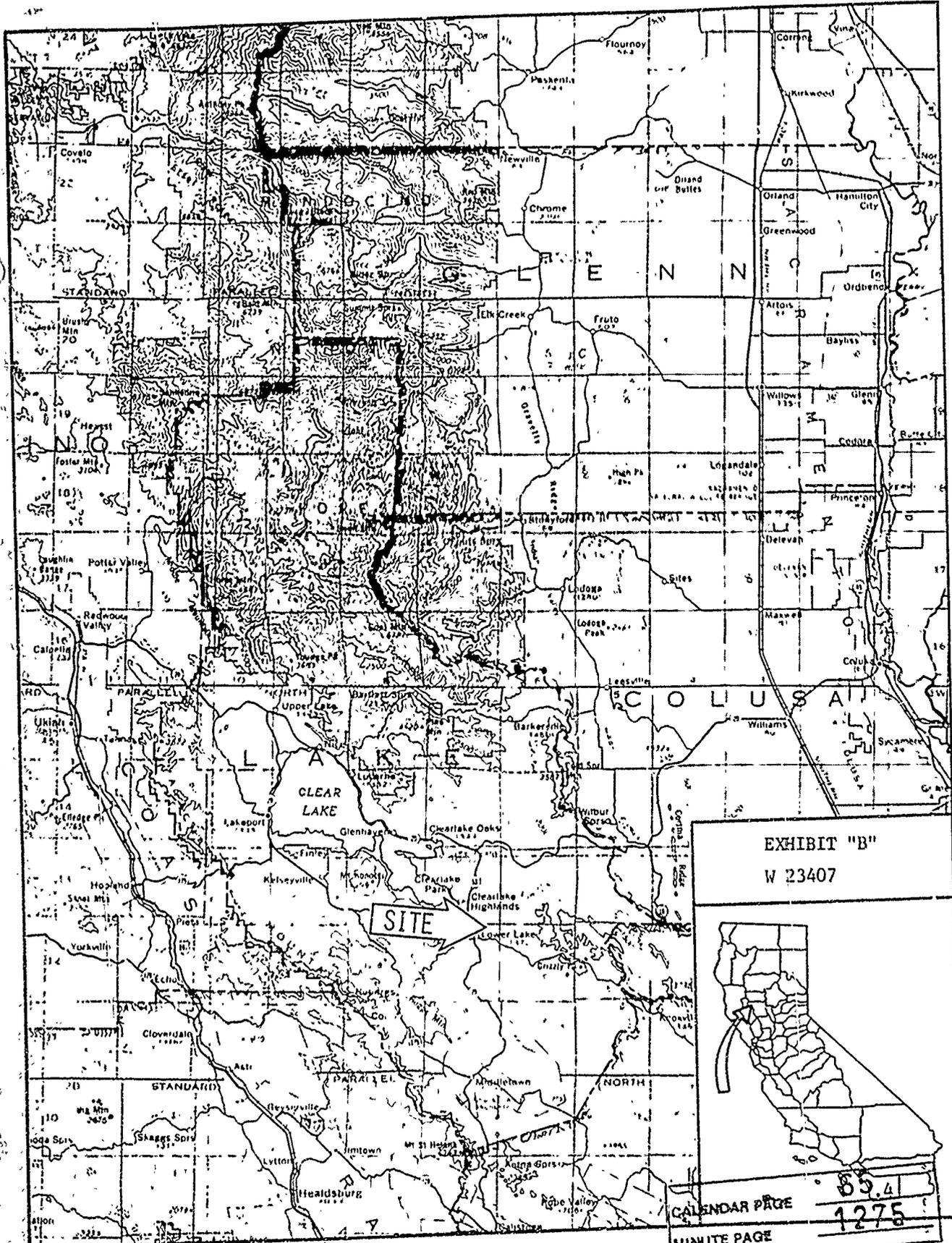


EXHIBIT "B"
W 23407



CALENDAR PAGE 89.4
MINUTE PAGE 1275

To Santa Rosa 15 Miles