MINUTE ITEM

This Calendar Item No. 45 was approved as Minute Item No. 45 by the State Lands Commission by a vote of 3 to 0 at its 6/21/84 meeting.

CALENDAR ITEM

A 70

S 31

45

06/21/84
W 503.1346
Fossum
Levinson

AUTHORIZATION TO FILE DISCLAIMER IN UNITED STATES OF AMERICA V. 236.08 ACRES OF LAND, MORE OR LESS, ETC., ET AL., ORANGE COUNTY, UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA, NO. CV 83-7199-MML(Kx)

The State Lands Commission is a party to a United States condemnation action brought by the United States Attorney entitled United States of America v. 236.08 acres of land, more or less, etc., et al., Orange County, for a temporary work area easement involving studies to be used in connection with the Santa Ana River Flood Control Project, California, Corps of Engineers, United States Department of the Army.

Upon examination of the Commission's records pertinent to the area, it has been determined that the area involving the temporary easement taking includes historic tide and submerged lands lying in and connected to the Santa Ana River and Newport Bay.

It was further determined that extensive preparation and research would be required to determine the extent of State interest; that even upon such determination that compensation for such a temporary use easement would be nominal and that the costs of such proof far outweigh any possible compensation the State would receive in the condemnation award.

Finally the staff has no objection to the activities proposed and therefore submits the following recommendations.

EXHIBITS: A. Site Map.
B. Description.

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CALENDAR ITEM NO. 45 CONT'D

IT IS RECOMMENDED THAT THE COMMISSION:

1. AUTHORIZE THE ATTORNEY GENERAL TO FILE A DISCLAIMER OF COMPENSATION ON BEHALF OF THE STATE LANDS COMMISSION IN THE CASE OF UNITED STATES OF AMERICA V. 230.68 ACRES OF LAND, MORE OR LESS, IN THE COUNTY OF ORANGE, STATE OF CALIFORNIA, ETC., ET AL., UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA, NO. CV 83-7199-MML(Kx).

2. FIND THAT THIS ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. ADM. CODE 15378.

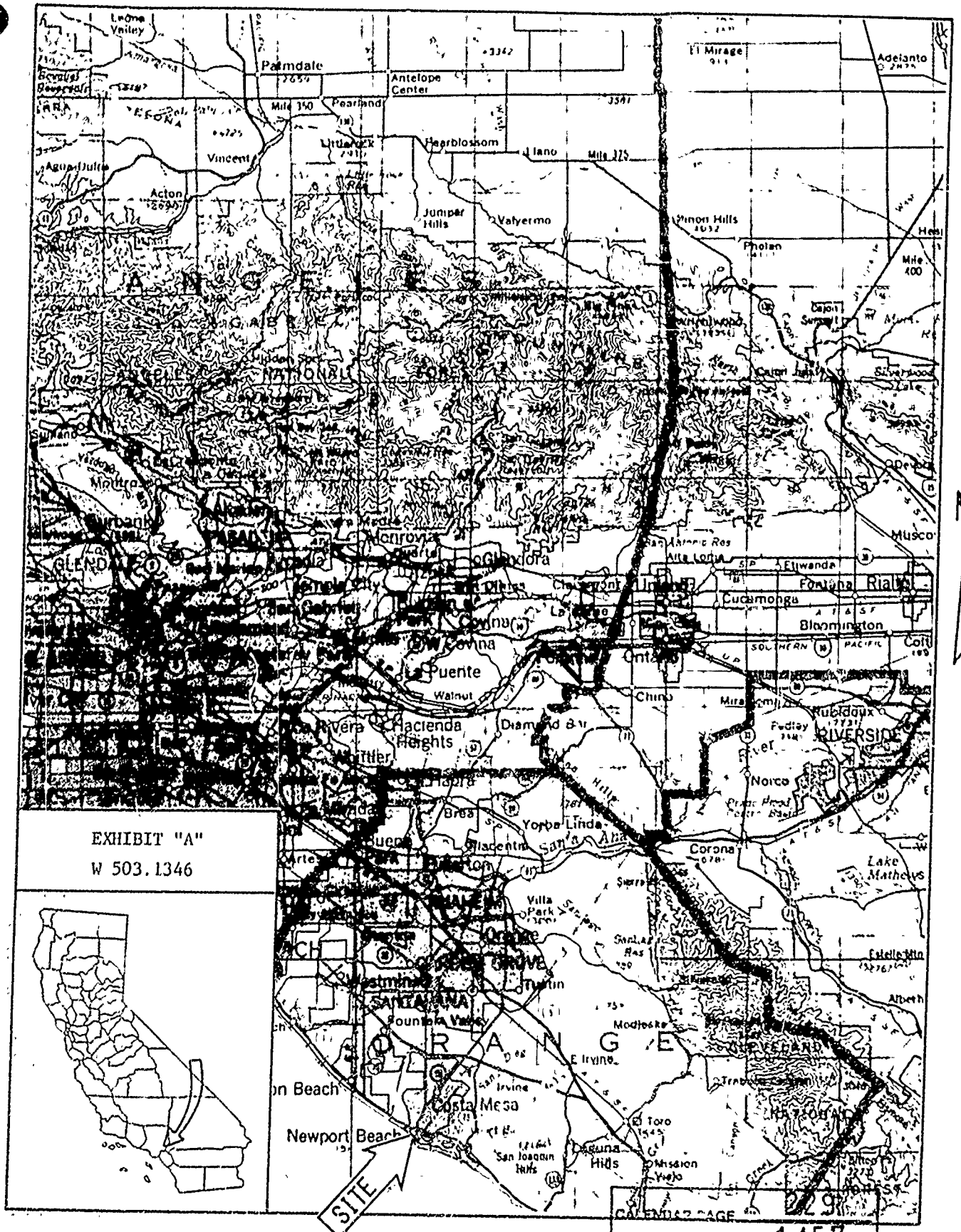

EXHIBIT "A"

W 503.1346

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EXHIBIT "B"

LAND DESCRIPTION W 503.1346

PARCEL 1 (TRACT 101 P-1)

A parcel of land situate in the North one half of the Southwest One Quarter of Section 20, Township 6 South, Range 10 West, San Bernardino Meridian in the County of Orange, State of California, as recorded in Book 114 of Maps, Page 17, Records of the County of Orange, State of California.

Containing 0.40 acre, more or less.

PARCEL 2 (TRACT 101 P-2)

A parcel of land situate in the Southeast One Quarter of the Northeast One Quarter and the Northeast One Quarter of the Southeast One Quarter of Section 19, Township 6 South, Range 10 West; the Northwest One Quarter and the North One Half of the Southeast One Quarter of Section 20, Township 6 South, Range 10 West, San Bernardino Meridian in the County of Orange, State of California as recorded in Book 114 of Maps, Page 17, Records of the County of Orange, State of California.

Containing 162.10 acres, more or less.

PARCEL 3 (TRACT 101 P-3)

An irregular parcel of land situate in the Northeast One Quarter of the Southeast One Quarter of Section 19, Township 6 South, Range 10 West; the Southwest One Quarter of the Southwest One Quarter of the Southeast One Quarter of Section 20, Township 6 South, Range 10 West and the Northwest One Quarter of the Northeast One Quarter Section 29, Township 6 South, Range 10 West, San Bernardino Meridian in the County of Orange, State of California as recorded in Book 114 of Maps, Page 17, Records of the County of Orange, State of California.

Containing 50.23 acres, more or less.

PARCEL 4 (TRACT 101 P-4)

An irregular parcel of land situate in the East One Half of the Southeast One Quarter of Section 19, Township 6 South, Range 10 West and the West One Half of the Southwest One Quarter of Section 20, Township 6 South, Range 10 West, San Bernardino Meridian in the County of Orange, State of California as recorded in Book 114 of Maps, Page 17, Records of the County of Orange, State of California.

Containing 14.97 acres, more or less.

(TRACT 101 P-5)

PARCEL 5

A strip of land 100 feet wide adjacent to Tract 101P-2 and along the Western most limit of an irregular parcel of land situate in the South-east One Quarter of the Southwest One Quarter of Section 17, Township 6 South, Range 10 West; the Southwest One Quarter of the Southeast One Quarter of Section 17, Township 6 South, Range 10 West, the East One Half of the Northwest One Quarter of Section 20, Township 6 South, Range 10 West; the West One Half of the Northeast One Quarter of Section 20. Township 6 South, Range 10 West; the West One Half of the Southeast One Quarter of the Southeast One Quarter of Section 20, Township 6 South, Range 10 West; the West One Half of the Southeast One Quarter of Section 20, Township 6 South, Range 10 West; the Northeast One Quarter of the Southwest One Quarter of Section 20, Township 6 South, Range 10 West and the North One Half of the Northeast One Quarter of Section 29, Township 6 South, Range 10 West, San Bernardino Meridian in the County of Orange, State of California as recorded in Book 114 of Maps, Page 17, Records of the County of Orange, State of California.

Containing 8.38 acres, more or less.

END OF DESCRIPTION

DESCRIPTION PREPARED BY U.S. ARMY CORPS OF ENGINEERS.

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