

MINUTE ITEM

This Calendar Item No. C10
was approved as Minute Item
No. 16 by the State Lands
Commission by a vote of 3-
to 0 at its 4/23/87
meeting.

CALENDAR ITEM

A 80
S 37

C10

04/23/87
SA 5683
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**AUTHORIZATION, AS SCHOOL LAND BANK TRUSTEES,
TO ISSUE A PATENT TO THE BUSINESS & TRANSPORTATION AGENCY,
DEPARTMENT OF TRANSPORTATION**

APPLICANT: Business & Transportation
Agency
Department of Transportation
Attn: E. R. Kirwan
Deputy District Director
Right-of-Way
2829 Juan Street
San Diego, California 92110

AREA, TYPE LAND AND LOCATION:
5.22 acres, more or less, of State lieu lands,
located along State Route 86, four miles north
of Salton City, Imperial County.

LAND USE: Land acquisition for expanding existing
State Route 86.

CONSIDERATION: \$4,150.

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

PREREQUISITE CONDITIONS, FEES AND EXPENSES:
Filing fee has been received.

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: N/A.

OTHER PERTINENT INFORMATION:

1. The Department of Transportation requires additional right-of-way in order to expand the existing State Route 86 to a four-lane expressway. This project incorporates design features which will increase the safety of this highway. A key element to maintaining highway safety is the controlled access to the freeway. Therefore the Department of Transportation also requires that the State Lands Commission relinquish all abutter's access rights to the freeway. The remaining State land has other legal and physical access.
2. The consideration of \$4,150 will be deposited in the School Land Bank Fund to facilitate the management of school lands for the purpose of generating revenue and carrying out the goals of the School Land Bank Act, the State Lands Commission will be acting as Trustee for the School Land Bank Fund, pursuant to Division 7.2 of the P.R.C.
3. Staff has determined that the subject lands are not suitable for cultivation without artificial irrigation.
4. Staff has filed a General Plan for this activity with the Legislature, pursuant to P.R.C. 6373.
5. A Negative Declaration was prepared and adopted for this project by Department of Transportation. The State Lands Commission's staff has reviewed such document and believes that it complies with the requirements of the CEQA.
6. Staff has reviewed and approved an appraisal submitted by the Department of Transportation as to the fair market value of the lands to be sold.

EXHIBITS:

- A. Land Description.
- B. Location Map.
- C. General Plan.

CALENDAR ITEM NO. C10 (CONT'D)

IT IS RECOMMENDED THAT THE COMMISSION, AS SCHOOL LAND BANK TRUSTEE:

1. FIND THAT A NEGATIVE DECLARATION WAS PREPARED AND ADOPTED FOR THIS PROJECT BY THE DEPARTMENT OF TRANSPORTATION AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.
2. DETERMINE THAT THE PROJECT, AS APPROVED, WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
3. FIND THAT A GENERAL PLAN FOR THIS ACTIVITY WAS PREPARED BY COMMISSION STAFF AND FILED WITH THE LEGISLATURE PURSUANT TO P.R.C. 6373.
4. FIND THAT THE STATE SCHOOL LAND DESCRIBED IN EXHIBIT "A" ATTACHED HERETO IS NOT SUITABLE FOR CULTIVATION WITHOUT ARTIFICIAL IRRIGATION.
5. AUTHORIZE THE SALE AND SUBSEQUENT ISSUANCE OF A PATENT TO THE BUSINESS & TRANSPORTATION AGENCY, DEPARTMENT OF TRANSPORTATION OF THE LANDS DESCRIBED IN EXHIBIT "A", TOGETHER WITH ALL ABUTTER'S RIGHTS TO THE FREEWAY, RESERVING THE APPLICABLE STATUTORY AND CONSTITUTIONAL RESERVATIONS, INCLUDING, BUT NOT LIMITED TO, ALL MINERALS, RIGHT-OF-ENTRY, RIGHT OF THE PUBLIC TO FISH, AND THOSE AREAS UNDER LEASE TO STATE LANDS COMMISSION.
6. AUTHORIZE THE DEPOSIT OF \$4,150 IN THE SCHOOL LAND BANK FUND.

EXHIBIT "A"

LAND DESCRIPTION

SA 5683

Those portions of California State lieu lands in the W 1/2 of Lot 2 of the NE 1/4 and the NE 1/4 of the SE 1/4 of Section 2, T10S, R9E, SBM, Imperial County, California, described as follows:

PARCEL 25854-1

COMMENCING at a point on the Eastern section line of said Section 2, said point bears $N0^{\circ}47'59''W$, 1332.33 feet from a 2 inch iron pipe and brass disk marked R.E. 410 used as the Southeast corner of said Section 2; thence leaving said section line $S89^{\circ}46'43''W$, 358.72 feet to the TRUE POINT OF BEGINNING; thence continuing $S89^{\circ}46'43''W$, 238.63 feet to the Northeasterly right-of-way line of the existing California State Highway Route 86; thence along said right-of-way line $N32^{\circ}08'15''W$, 389.28 feet; thence leaving said right-of-way line $S53^{\circ}35'39''E$, 553.81 feet to the true point of beginning.

PARCEL 25854-2

BEGINNING at a point on the Eastern section line of said Section 2, said point bears $N0^{\circ}47'59''W$, 1332.33 feet from a 2 inch iron pipe and brass disk marked R.E. 410 used as the Southeast corner of said Section 2; thence leaving said section line $S89^{\circ}46'43''W$, 310.20 feet; thence $N67^{\circ}28'29''E$, 149.85 feet; thence $N78^{\circ}53'41''E$, 173.78 feet to said Eastern section line; thence along said line $S0^{\circ}47'59''E$, 89.69 feet to the point of beginning.

PARCEL 25855

COMMENCING at a point on the Eastern section line of said Section 2, said point bears $N0^{\circ}47'59''W$, 1332.33 feet from a 2 inch iron pipe and brass disc marked R.E. 410 used as the Southeast corner of said Section 2; thence leaving said section line $S89^{\circ}46'43''W$, 856.53 feet to the TRUE POINT OF BEGINNING; thence continuing $S89^{\circ}46'43''W$, 436.17 feet to the southwest corner of said NE 1/4 of the SE 1/4 of Section 2; thence along the west line of last said NE 1/4, $N01^{\circ}11'35''W$, 720.01 feet to the Southwesterly right-of-way line of the existing State Highway Route 86; thence along said right-of-way line $S32^{\circ}08'15''E$, 848.12 feet to the point of beginning.

PARCEL 25856

BEGINNING at a point on the North-South 1/4 section line of said Section 2, said point bears S01°35'10"E, 1332.42 feet from an axle used as the North quarter corner of said Section 2; thence along said 1/4 section line N01°35'10"W, 221.36 feet to the Southwesterly right-of-way line of the existing California State Highway Route 86; thence along said right-of-way line S32°10'26"E, 260.84 feet; thence leaving said right-of-way line S89°47'15"W, 132.77 feet to said 1/4 section line and the point of beginning.

This description is based on the California Coordinate System of 1927, Zone 6.

END OF DESCRIPTION

REVIEWED MARCH 10, 1987 BY BOUNDARY SERVICES UNIT, M. L. SHAFER,
SUPERVISOR.

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EXHIBIT "C"

GENERAL PLAN

SA 5683

The State Lands Commission proposes to sell 5.22 acres more or less of State land within Section 2, Township 10 South, Range 9 East, SBM, near Salton City, Imperial County as described on the attached Exhibit "A", together with all abutter's access rights to the freeway. The land will be used for additional right of way by the Department of Transportation for a road widening project along the existing State Route #6. The remaining State owned land will have physical and legal access via a frontage road.

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