

MINUTE ITEM

This Calendar Item No. 27
was approved as Minute Item
No. 27 by the State Lands
Commission by a vote of 3
0 at its 1/17/1990
meeting.

CALENDAR ITEM

A 27
S 14

27

01/17/90
W503.1625
W503.1637
W503.1638
Simmons
Stevenson
Judson

AUTHORIZATIONS TO FILE DISCLAIMERS:

U.S.A. v. 104.33 ACRES OF LAND, MORE OR LESS, ET AL.

[U.S.D.C. E.D. Ca #89-436]

U.S.A. v. 1521.21 ACRES OF LAND, MORE OR LESS, ET AL.

[U.S.D.C. E.D. Ca #89-582]

U.S.A. v. 294.10 ACRES OF LAND, MORE OR LESS, ET AL.

[U.S.D.C. E.D. Ca #89-586]

MERCED COUNTY

The State Lands Commission is a party to three related condemnation actions brought by the United States Attorney entitled, U.S.A. v. 104.32 Acres of Land, More or Less [U.S.D.C. E.D. Ca #89-436], U.S.A. v. 1261.21 Acres, More or Less [U.S.D.C. E.D. Ca #89-582] and U.S.A. v. 294.10 Acres, More or Less [U.S.D.C. E.D. Ca #89-586] involving land in Merced County to be used in connection with Castle Air Force Base operations.

Upon examination of the Commission's record pertinent to the area, it has been ascertained that there is no interest held by the State Lands Commission in the tracts of lands described in the Complaint in Condemnation filed in the above-referenced actions and properly served on the Commission.

Inasmuch as these suits involve lands over which the Commission exercises no jurisdiction, it is recommended that a disclaimer be filed in each case on behalf of the State Lands Commission disclaiming any compensable right, title, or interest in the tracts of land described in said condemnation actions.

AB 884: N/A.

OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), the staff has determined that this activity is exempt from the requirements of the CEQA because the activity is not a "project" as defined by CEQA and the State CEQA Guidelines.

Authority: P.R.C. 21065 and 14 Cal. Code Regs. 15378.

EXHIBIT: A. Site Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. CODE REGS. 15378.
2. AUTHORIZE THE ATTORNEY GENERAL TO FILE DISCLAIMERS ON BEHALF OF THE STATE LANDS COMMISSION IN THE CASES OF UNITED STATES OF AMERICA v. 104.33 ACRES OF LAND, MORE OR LESS, ET AL, [U.S.D.C. E.D. Ca #89-436], UNITED STATES OF AMERICA v. 1261.21 ACRES OF LAND, MORE OR LESS, ET AL, [U.S.D.C. E.D. Ca #89-582] AND UNITED STATES OF AMERICA v. 294.10 ACRES OF LAND, MORE OR LESS, ET AL, [U.S.D.C. E.D. Ca #89-586].

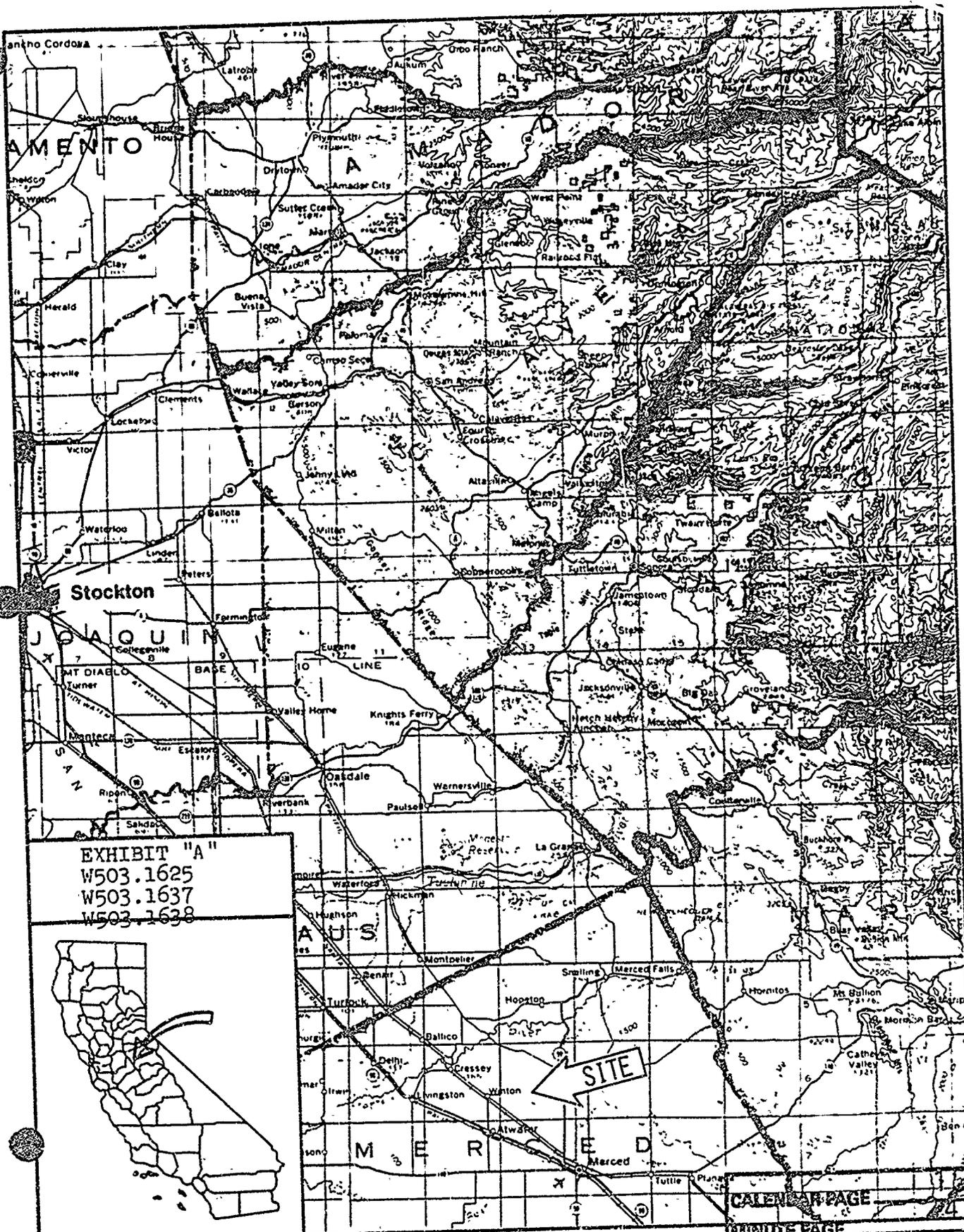


EXHIBIT "A"
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SITE

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