

MINUTE ITEM

This Calendar Item No. C51
was approved as Minute Item
No. C51 by the State Lands
Commission by a vote of 3
0 at its 6/11/90
meeting.

CALENDAR ITEM

A 27
S 14

C 51

06/11/90
W 503.1625
Stevenson
Crow

AUTHORIZING FILING OF DISCLAIMER RE:
UNITED STATES OF AMERICA V. 104.33 ACRES OF LAND,
MORE OR LESS, ET AL,
UNITED STATES DISTRICT COURT, EASTERN
DISTRICT OF CALIFORNIA, CIVIL NO. CV-F-89-436EDP,
MERCED COUNTY

The State Land Commission is a party to a United States condemnation action brought by the United States Attorney entitled United States of America v 104.33 Acres of Land, More or Less, etc., et al., filed in the United States District Court, Eastern District of California, Civil No. CV-F-89-436EDP involving land in Merced County to be used in connection with flood control in the Canal Creek and Edendale Creek basins.

Upon examination of the Commission's records pertinent to the area, it has been ascertained that there is no compensable interest held by the State Lands Commission as to the tract of land described in the notice of condemnation. It is recommended that a disclaimer be filed on behalf of the State Lands Commission disclaiming any compensable right, title, or interest in the tract of the subject condemnation.

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.

CALENDAR PAGE 417
MINUTE PAGE 1482

CALENDAR ITEM NO. 0 5 1 (CONT'D)

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 TO FILE A DISCLAIMER ON BEHALF OF THE STATE LANDS COMMISSION IN THE CASE OF UNITED STATES OF AMERICA V. 104.33 ACRES OF LAND, MORE OR LESS, IN THE COUNTY OF MERCED, STATE OF CALIFORNIA, ETC , ET AL, UNITED STATES DISTRICT COURT, EASTERN DISTRICT OF CALIFORNIA, CIVIL NO. CU-F-89-436EDP.

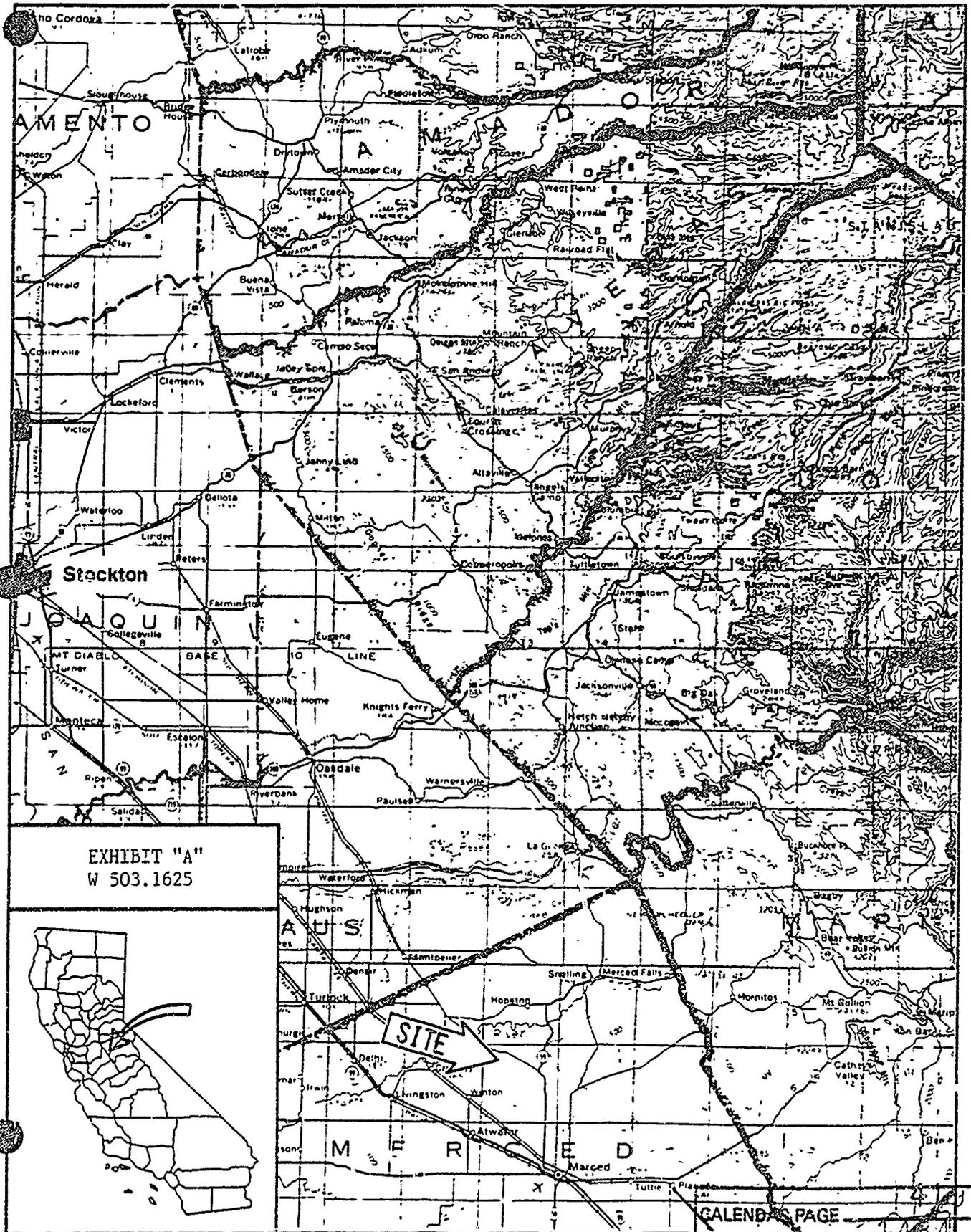


EXHIBIT "A"
W 503.1625



SITE

CALENDAR PAGE 41
MINUTE PAGE 484