

MINUTE ITEM  
This Calendar Item No. C08  
was approved as Minute Item  
No. 28 by the State Lands  
Commission by a vote of 3  
to 0 at its 12-12-90  
meeting.

CALENDAR ITEM

A 34

S 25

C 0 8

12/12/90  
W 20609  
AD 134  
Fong

BOUNDARY LINE AGREEMENT AD 134

PARTY:

Kahala Needles Partners Ltd., a  
Nevada limited partnership  
2300 Paseo Del Prado, Suite B-107  
Las Vegas, Nevada 89102

The staff of the State Lands Commission has negotiated a compromise settlement agreement with Kahala for the establishment of the ordinary high water mark (OHWM) as the boundary between the State-owned bed of the Colorado River, a navigable waterway, and the adjacent upland parcel of Kahala, all in San Bernardino County.

The proposed agreement contains quitclaims of the State to Kahala of the upland parcel, and of Kahala to the State of any interest in the Colorado River, as well as a 22-foot wide, nonmotorized easement for public access along and landward of the ordinary high water mark. Access to the 22-foot-wide easement is from adjacent City of Needles property to the north.

The staff believes it is in the best interest of the State to enter into the proposed agreement pursuant to the provisions of Division 6 of the P.R.C., with particular reference to Section 6357 and to define the extent, nature, location, and area of public and private titles and boundary by compromise settlement in order to avoid the costs and uncertainties of litigation.

AB 884: N/A.

EXHIBIT: A. Site Map.

CALENDAR ITEM NO. 708 (CONT'D)

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 AS A STATUTORILY EXEMPT PROJECT PURSUANT TO P.R.C. 21080.11, SETTLEMENT OF TITLE AND BOUNDARY PROBLEMS.
2. FIND THAT THE PROPOSED BOUNDARY AGREEMENT, SUBSTANTIALLY THE SAME AS THAT ON FILE WITH THE STATE LANDS COMMISSION, IS IN THE BEST INTERESTS OF THE STATE; AUTHORIZE THE EXECUTION AND RECORDATION OF SAID AGREEMENT AND CONVEYANCES PURSUANT THERETO; AND ACCEPT THE CONVEYANCES TO THE STATE AS PROVIDED THEREIN.

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