MINUTE ITEM
This Calendar Item No. C15 was approved as Minute Item No. 15 by the California State Lands Commission by a vote of 3 to 0 at its 4-20-00 meeting.

CALENDAR ITEM
C15

A 2

S 4

04/20/00
HUM 2043
C. Edwards

AUTHORIZE PREPARATION AND PROCESSING OF A STATE PATENT TO BE ISSUED TO W. H. WINN

APPLICANT:

William F. Delaney
c/o Ms. Shyla L. Funaro
Mt. Shasta Title and Escrow Company
P.O. Box 870
Yreka, California 96097

William F. Delaney has requested a State patent be issued for 40 acres, more or less, of former State-owned school land in Siskiyou County. An application for purchase of the parcel (Humboldt Land District 2043) was filed by W. H. Winn, on September 25, 1902, and approved by the Surveyor General on March 25, 1903, and a Certificate of Purchase Number 4316 showing payment in full was issued on May 18, 1903. The original certificate of purchase is beyond the control of the present owners of the land and affidavit pursuant to Public Resource Code 7729 has been provided. No patent has yet been issued to complete the chain of title on the parcel.

Staff has examined the file and other information submitted by Mt. Shasta Title and Escrow Company and has concluded that the laws' requirements relating to issuance of a patent for the described land have been met, and the person to be named in the patent (W. H. Winn) is entitled to it. William F. Delaney is the successor-in-interest to W. H. Winn.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Processing and patent fees have been received.

STATUTORY AND OTHER REFERENCES:

A. Public Resource Code: Division 6, Parts 1 and 2; Division 13.
B. California Code of Regulations: Title 3, Division 3; Title 14, Division 6.

PERMIT STREAMLINIG ACT DEADLINE:
N/A

OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 California Code of Regulations 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a ministerial project.

   Authority: Public Resource Code 21080 (b)(1), 14 California Code of Regulations 15268 (c), and 2 California Code of Regulations 2904.

EXHIBIT:

A. Land Description
B. Location Map

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14 CALIFORNIA CODE OF REGULATIONS 15061 AS A STATUTORILY EXEMPT PROJECT PURSUANT TO PUBLIC RESOURCE CODE 21080 (b)(1) AND TITLE 14 CALIFORNIA CODE OF REGULATIONS 15268 (c), AND 2 CALIFORNIA CODE OF REGULATIONS 2904, A MINISTERIAL PROJECT.

2. FIND THAT THE LAWS' REQUIREMENTS IN RELATION TO THE ISSUANCE OF A STATE PATENT HAVE BEEN MET, THAT PAYMENT IN FULL HAS BEEN MADE FOR SUCH PARCEL, AND THAT THE PERSON TO BE NAMED IN SUCH PATENT (W.H. WINN) IS ENTITLED TO IT.

3. AUTHORIZE STAFF AND THE OFFICE OF THE ATTORNEY GENERAL TO PREPARE AND PROCESS A STATE PATENT, TO BE ISSUED IN THE NAME OF W.H. WINN, TO THE 40 ACRES, MORE OR LESS, OF FORMER STATE SCHOOL LAND IN SISKIYOU COUNTY, AS DESCRIBED IN EXHIBIT A AND BY THIS REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LOCATION 2043
HUMBOLDT LAND DISTRICT

LAND DESCRIPTION

A parcel of State School land located in Siskiyou County, State of California, more particularly described as follows:

Tract 42, T.39N., R.12W., MDB&M as shown on the U. S. Township Survey Plat approved on September 10, 1991 being formerly the NE1/4 of NE1/4 of Section 36, T.39N., R.12W., MDB&M., as shown on the U.S. Township Survey Plat approved on January 14, 1885.

END OF DESCRIPTION

CALENDAR PAGE 0000149
MINUTE PAGE 0007840

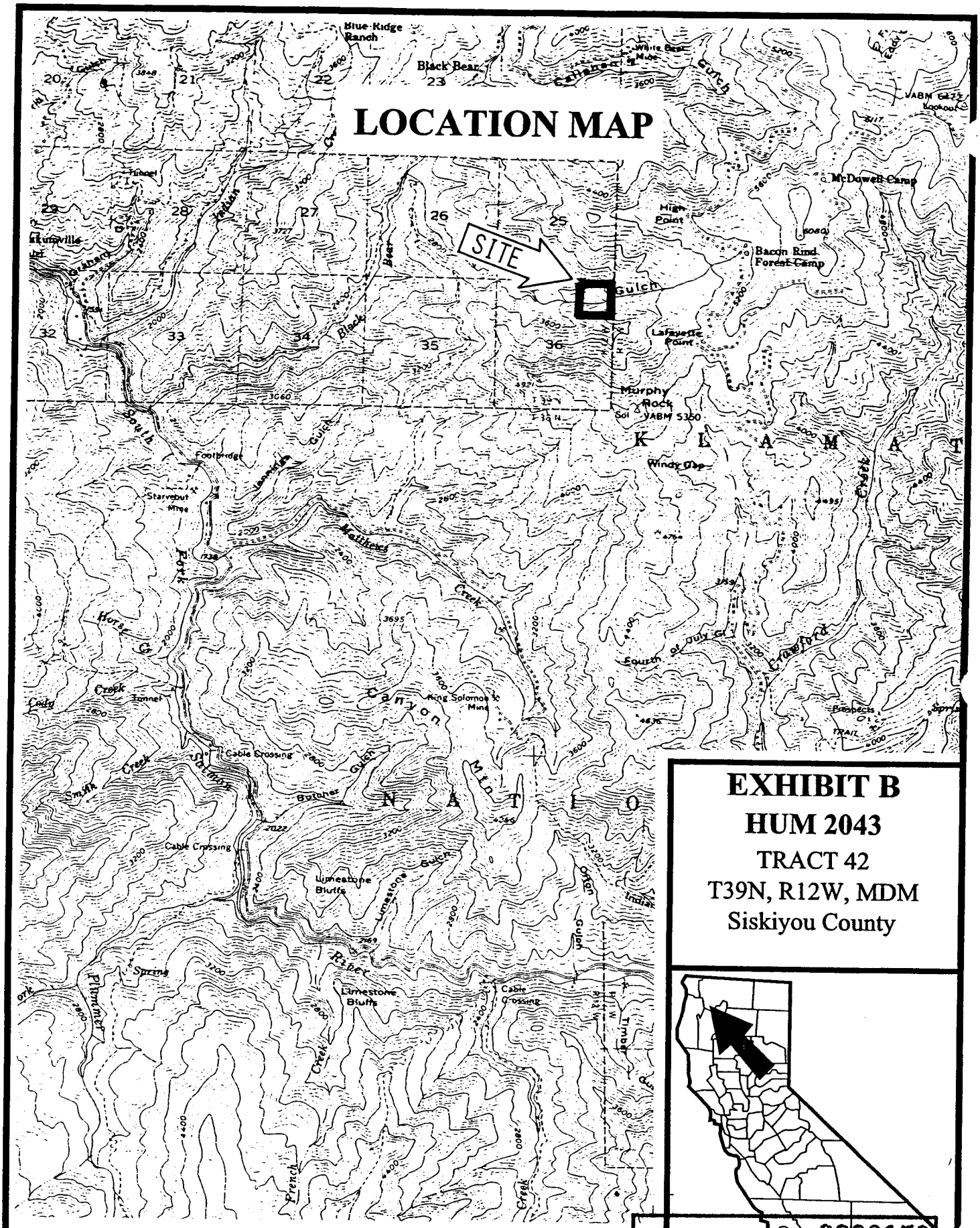


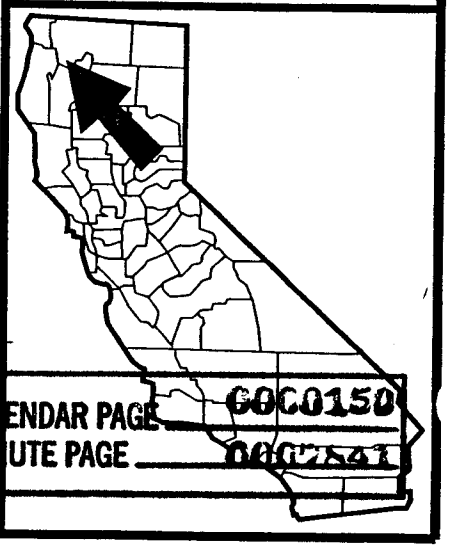
EXHIBIT B

HUM 2043

TRACT 42

T39N, R12W, MDM

Siskiyou County



This Exhibit is solely for purposes of generally defining the lease premises, and is not intended to be, nor shall it be construed as, a waiver of limitation of any state interest in the subject or any other property.

CALENDAR PAGE 000150

MINUTE PAGE 000241

C. N. PEREZ - 2000