

MINUTE ITEM

4. APPLICATION FOR AMENDMENT OF RIGHT-OF-WAY PERMIT, CARQUINEZ STRAIT, CONTRA COSTA AND SOLANO COUNTIES; DIVISION OF HIGHWAYS - W.O. 3567, P.R.C. 402.9.

After consideration of Calendar Item 3 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

PURSUANT TO THE PROVISIONS OF SECTION 101.5 OF THE STREETS AND HIGHWAYS CODE, THE EXECUTIVE OFFICER IS AUTHORIZED TO APPROVE DIVISION OF HIGHWAYS DRAWING NO. R-71-30 AS AN AMENDMENT TO P.R.C. 402.9, AND AS A DELINEATION OF AN ADDITIONAL AREA OF 3.03 ACRES OF SOVEREIGN LANDS TO BE TRANSFERRED TO THE JURISDICTION OF THE DIVISION OF HIGHWAYS FOR RIGHT-OF-WAY, AND FOR THE PROTECTION OF STATE HIGHWAY ROUTE IV-CC-7-A. THE USE OF SAID AREA IS SUBJECT TO THE RIGHT OF THE NORTHERN RAILWAY COMPANY AND ITS SUCCESSORS IN INTEREST TO USE CERTAIN LANDS FOR RAILWAY PURPOSES BY VIRTUE OF THE CERTIFICATE OF THEODORE REICHERT, SURVEYOR GENERAL OF THE STATE OF CALIFORNIA, RECORDED AUGUST 27, 1891, AT PAGES 297 AND 298, BOOK 60 OF DEEDS, OFFICIAL RECORDS, COUNTY OF CONTRA COSTA. THE CONSIDERATION IS TO BE THE PUBLIC BENEFIT.

Attachment

Calendar Item 3 (1 page)

CALENDAR ITEM

3.

APPLICATION FOR AMENDMENT OF RIGHT-OF-WAY PERMIT, CARQUINEZ STRAIT, CONTRA COSTA AND SOLANO COUNTIES; DIVISION OF HIGHWAYS - W.O. 3567, F.R.C. 402.9.

The State Lands Commission previously granted to the Division of Highways, under P.R.C. 402.9, a right-of-way for the construction of a bridge across 44.10 acres of tide and submerged lands of Carquinez Strait at Crockett.

Pursuant to the provisions of Section 101.5 of the Streets and Highways Code, the Division of Highways has requested that an additional area of sovereign land at the southerly approach to the bridge be reserved for right-of-way and for the protection of State Highway Route IV-CC-7-A. The additional area, containing 3.03 acres (see Exhibit "A"), was omitted from the original application pending a determination of property ownership and of the extent of State interest. It has been determined that a permit can be issued subject to the right of the Northern Railway Company and its successors in interest to use certain lands for railway purposes by virtue of the Certificate of Theodore Reichert, Surveyor General of the State of California, recorded August 27, 1891, at pages 297 and 298, Book 60 of Deeds, Official Records, County of Contra Costa.

IT IS RECOMMENDED THAT, PURSUANT TO THE PROVISIONS OF SECTION 101.5 OF THE STREETS AND HIGHWAYS CODE, THE EXECUTIVE OFFICER BE AUTHORIZED TO APPROVE DIVISION OF HIGHWAYS DRAWING NO. R-71-30 AS AN AMENDMENT TO P.R.C. 402.9, AND AS A DELINEATION OF AN ADDITIONAL AREA OF 3.03 ACRES OF SOVEREIGN LANDS TO BE TRANSFERRED TO THE JURISDICTION OF THE DIVISION OF HIGHWAYS FOR RIGHT-OF-WAY, AND FOR THE PROTECTION OF STATE HIGHWAY ROUTE IV-CC-7-A. THE USE OF SAID AREA IS SUBJECT TO THE RIGHT OF THE NORTHERN RAILWAY COMPANY AND ITS SUCCESSORS IN INTEREST TO USE CERTAIN LANDS FOR RAILWAY PURPOSES BY VIRTUE OF THE CERTIFICATE OF THEODORE REICHERT, SURVEYOR GENERAL OF THE STATE OF CALIFORNIA, RECORDED AUGUST 27, 1891, AT PAGES 297 AND 298, BOOK 60 OF DEEDS, OFFICIAL RECORDS, COUNTY OF CONTRA COSTA. THE CONSIDERATION IS TO BE THE PUBLIC BENEFIT.