

MINUTE ITEM

8/28/69

6. 49-YEAR PUBLIC AGENCY PERMIT, SUBMERGED LAND IN CALAVERAS RIVER, SAN JOAQUIN COUNTY, FOR SANITARY PRESSURE LINES; PACIFIC GARDENS SANITARY DISTRICT - W-8390, P.R.C. 4297.9.

After consideration of Calendar Item 42 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE ISSUANCE TO PACIFIC GARDENS SANITARY DISTRICT OF A 49-YEAR PUBLIC AGENCY PERMIT FROM AUGUST 1, 1969, IN CONSIDERATION OF THE PUBLIC HEALTH, FOR CONSTRUCTION, OPERATION, AND MAINTENANCE OF SANITARY PRESSURE LINES ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment

Calendar Item 42 (2 pages)

CALENDAR ITEM

8/69
W-8390

42.

PUBLIC AGENCY PERMIT

APPLICANT: Pacific Gardens Sanitary District.

LOCATION: A 0.317-acre parcel of submerged land in Calaveras River, San Joaquin County.

LAND USE: The construction, operation, and maintenance of sanitary pressure lines.

TERMS: 49 years, from August 1, 1969.

CONSIDERATION: No charge (the public health).

PREREQUISITE ITEMS:

U.S. Army Corps of Engineers Permit is not required.
Applicant is owner of upland.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Pt. 2, Ch. 1, Secs. 6501-6509.
- b. Administrative Code: Title 2, Div. 3, Articles 1 & 2 as amended effective May 10, 1969.

OTHER PERTINENT INFORMATION:

1. The annual rental value of the site is estimated to be \$380.40.
2. A nonmonetary permit is justified on the premise that, in general, free easements across State lands for sewage disposal contribute to State-wide protection of the public health.

EXHIBITS: A. Land description. B. Location map.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ISSUANCE TO PACIFIC GARDENS SANITARY DISTRICT OF A 49-YEAR PUBLIC AGENCY PERMIT FROM AUGUST 1, 1969, IN CONSIDERATION OF THE PUBLIC HEALTH, FOR CONSTRUCTION, OPERATION, AND MAINTENANCE OF SANITARY PRESSURE LINES ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

A parcel of submerged land in the bed of the Calaveras River, County of San Joaquin, State of California, portion of Section 32, T. 2 N., R. 6 E., M.D.M., more particularly described as follows:

BEGINNING at a 3/4" diameter iron pin tagged R.C.E. 8189 that marks the most western corner of a certain 4.100 acre parcel of land shown on map of survey filed in Volume 16, page 10, Book of Surveys, San Joaquin County Records, said iron pin being a point in the westerly line of the tract of land described in deed to the University of the Pacific recorded in Volume 2691, page 440, Book of Official Records of San Joaquin County, said University of the Pacific lands being shown on said map of survey; thence along the westerly line of said 4.100 acre parcel, being along the westerly line of University of the Pacific lands, S. 35° 42' 58" E., 104.21 feet to the most southerly corner of said 4.100 acre parcel; thence S. 27° 05' 11" E., 186.35 feet to the northeast corner of Map I of Pacific Gardens (a subdivision, the map or plat of which is filed in Volume 17, page 77, Book of Official Maps and Plats, San Joaquin County Records); thence N. 44° 28' 11" E., 68.40 feet to intersection with the northerly projection of the east right-of-way line of Kirk Avenue (60 feet wide); thence N. 35° 32' 07" W., 178.38 feet to a point in the southerly line of the aforesaid 4.100 acre parcel; thence N. 35° 42' 58" W., parallel with and 40.00 feet easterly or (measured at right angle) the westerly line of said 4.100 acre parcel, 106.06 feet to the northerly line of said 4.100 acre parcel; thence along said northerly line, S. 43° 27' 16" W., 40.73 feet to the point of beginning.

To the extent that the same shall cross the sovereign lands of the State of California within the bed of the Calaveras River.