

MINUTE ITEM

This Calendar Item No. 32
was approved as Minute Item
No. 32 by the State Lands
Commission by a vote of 3
to 0 at its 5-22-76
meeting.

CALENDAR ITEM

32.

5/76
W 20131
DJB

APPROVAL OF MAP OF LANDS GRANTED IN TRUST
TO THE CITY OF SACRAMENTO

By Chapter 1266, Statutes 1970, the California Legislature granted to the City of Sacramento, hereinafter referred to as City, in trust, subject to the conditions of said act, certain lands in the City of Sacramento known as Miller Park. The City, thereafter surveyed, mapped and filed a Record of Survey plat of the granted lands. The lands as surveyed, however, were not in accord with the description in the granting statute.

By Chapter 625, Statutes 1973, Sections 1 and 6 of the 1970 Act, were amended. Section 1, as revised, redescrines the granted lands to conform with the lands as shown on the filed Record of Survey plat. The revised Section 1, also requires the City to "prepare a map of the granted lands and, following review and approval of the map by the State Lands Commission, shall record the map in the office of the County Recorder of Sacramento County." Section 6 of Chapter 1266, Statutes 1970, as amended, acknowledges that a dispute exists between the City and State of California as to ownership of the parcels of property described in said act and provides that in the event of settlement of the dispute, the provisions of said act apply only to the lands determined to be tide and submerged lands subject to the jurisdiction of the State.

The Record of Survey plat prepared and filed in the Sacramento County Recorder's office by the City has been reviewed by State Lands Division staff, and although the map was filed prior to State Lands Division approval, the following recommendation is made.

EXHIBITS: A. Site Map. B. Grant Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. ADOPT THE MAP TITLED "RECORD OF SURVEY PORTION OF PROJECTED SECTION 11, T 8 N, R 4 E, M.D.B. & M., FILED NOVEMBER 17, 1972 IN BOOK 30 OF SURVEYS AT PAGE 10 IN THE OFFICE OF THE RECORDER OF SACRAMENTO COUNTY, AS THE MAP OF THE GRANT REQUIRED BY SECTION 1(h) OF CHAPTER 1266, STATUTES 1970, AS AMENDED.
2. APPROVE THE MAP DESCRIBED IN NO. 1 ABOVE, AS FILED WITH THE SACRAMENTO COUNTY RECORDER.

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