

MINUTE ITEM

This Calendar Item No. C5
was approved as Minute Item
No. 5 by the State Lands
Commission by a vote of 3
to 0 at its 5/26/77
meeting.

CALENDAR ITEM

C5.

5/77
W 21098
DR
PRC 5292

PUBLIC AGENCY PERMIT

APPLICANT: Linda County Water District
1280 Scales Street
Marysville, California 95901

AREA, TYPE LAND AND LOCATION:
A 37.33 acre parcel of filled sovereign land
in the historic bed of the Feather River,
Yuba and Sutter Counties.

LAND USE: Maintenance of an existing sewage treatment
plant.

TERMS OF PROPOSED LEASE:
Initial period: 49 years from January 1, 1977.

CONSIDERATION: The public health and safety with the State
reserving the right at any time to set a
monetary rental if the Commission finds such
action to be in the State's best interest.

PREREQUISITE TERMS, FEES AND EXPENSES:
Applicant is owner of upland.

Processing costs have been received.

STATUTORY AND OTHER REFERENCES:

- A. Public Resources Code: Div. 6, Parts 1 & 2.
- B. Administrative Code: Title 2, Div. 3,
Arts. 1, 2, 10 & 11.

OTHER PERTINENT INFORMATION:

1. An Environmental Impact Report is not
required. This transaction is within
the purview of 2 Cal. Adm. Code 2907(b)
which exempts an existing structure or
facility that is in an acceptable state
of repair and there is no evidence of
record to show injury to adjacent pro-
perty, shoreline erosion, or other types
of environmental degradation.

2. This project is situated on State land
identified as possessing significant
environmental values pursuant to Public
Resources Code 6370.1, and is classified
in a use category, Class B which authorizes
Limited Use.

A 3
S 1

CALENDAR ITEM NO. C5. (CONTD)

Staff review indicates that there will be no significant effect upon the identified environmental values. This is an existing facility for which no adverse comments have been received.

EXHIBITS: A. Land Description. E. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21085, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.
2. FIND THAT GRANTING OF THE PERMIT OR LEASE WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE PUBLIC RESOURCES CODE.
3. AUTHORIZE ISSUANCE TO LINDA COUNTY WATER DISTRICT OF A 49-YEAR PUBLIC AGENCY PERMIT FROM JANUARY 1, 1977; IN CONSIDERATION OF THE PUBLIC HEALTH AND SAFETY WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY FEE IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; FOR MAINTENANCE OF AN EXISTING WASTE TREATMENT PLANT ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

STATE OF CALIFORNIA - STATE LANDS COMMISSION

PERMIT NO. _____

Section 4

LAND DESCRIPTION

N 21098

A parcel of land in the bed of the last natural channel of the Feather River, lying adjacent to the New Helvetia Rancho, situated in the Counties of Yuba and Sutter, State of California, said parcel more particularly described as follows:

COMMENCING at a concrete monument marking the N.E. corner of Lot 10, of the Farm Land Colony No. 1 as shown on the map filed in Book 1 of Maps, page 23, Yuba County Records, from which a concrete monument marking the N.W. corner of Lot 9, of said Farm Land Colony No. 1 bears N 39° 07' E, 1320 feet more or less; thence from said point of commencement S 38° 54' 14" N, 1845.45 feet to a point on the line of the parcel described in the Decree of Quiet Title recorded in Book 575, page 97, Sutter County Records; and the POINT OF BEGINNING; thence westerly along said line N 53° 38' 00" W, 550.00'; thence N 85° 02' 00" W, 380.40 feet; thence S 68° 29' 00" W, 200 feet more or less, to the Official Meander line of the right bank of the Feather River, as noted on the field notes of the "Final Survey of the Rancho Helvetia" by J. W. Von Schmidt, 1859; thence southerly along said meander line, 3850 feet more or less to the easterly prolongation of the northerly line of the Hauss Tract as shown on that map entitled "Hauss Tract, T14N, R3E, MDP100", filed June 1, 1914 in Book 3 of Surveys, page 8, Sutter County Records; thence easterly along said easterly prolongation N 85° 36' 53" E, 780 feet more or less to the westerly line of the east levee of the Feather River as described in the Deed recorded in Book 61 of Official Records, page 76, Yuba County Records; thence northerly along said westerly line N 01° 40' 54" W, 96.69 feet; thence N 06° 07' 54" W, 298.68 feet; thence N 02° 40' 54" W, 333.33 feet; thence N 13° 15' 54" W, 652.39 feet; thence N 14° 24' 54" W, 493.50 feet; thence N 14° 10' 54" W, 497.13 feet; thence N 03° 27' 54" W, 525.90 feet; thence N 07° 31' 54" W, 98.85 feet; thence N 07° 27' 06" E, 208.72 feet; thence N 04° 32' 54" W, 200.61 feet; N 03° 27' 06" E, 26.84 feet, more or less to the southerly line of the land described in the Deed recorded in Book 480 of

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LAND DESCRIPTION

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Official Records, page 254, Yuba County Records; thence leaving the westerly line and along said southerly line S 63° 43' 00" W, 186.61 feet; thence N 53° 38' 00" W, 114.90 feet to the point of beginning,

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of the Feather River.

The basis of bearings for the above description is the North line of Lot 9, Farm Land Colony No. 1 filed in Book 1 of Maps, page 23, Yuba County Records.

END OF DESCRIPTION

Prepared *M. S. Draf* Checked *R. H. Haff*
Reviewed *John Funnelle* Date *2/28/77*

LJS