

MINUTE ITEM

This Calendar Item No. 17  
was approved as Minute Item  
No. 17 by the State Lands  
Commission by a vote of 2  
to 0 at its 4:27:78  
meeting.

CALENDAR ITEM

17.

4:78  
SWO 8375  
Grimes

CONSIDERATION OF EXECUTIVE ORDER B-40-78 AS IT RELATES  
TO LANDS UNDER JURISDICTION OF THE STATE LANDS COMMISSION

The Governor has released Executive Order Number B-40-78 requiring all State agencies to transmit a list of properties not presently required or in use by the agencies, along with such data as size, location, accessibility of utilities, etc., to the Director of General Services by May 1, 1978. The Director of General Services will transmit the list to the Director of Planning and Research who will determine which lands can be made available to assist in providing low and moderate income housing or which may be used as an incentive to commercial or industrial development. The Director of Planning and Research will then make recommendations concerning the properties to the State Public Works Board.

The State Lands Commission is responsible for about 4.5 million acres of land. Virtually all of this acreage is subject to a trust of one form or another. Nearly 4 million acres are tide and submerged lands granted the State upon statehood under the equal footing doctrine. Most of the tide and submerged land is under water (e.g. Pacific Ocean, San Francisco Bay, Lake Tahoe). It has long been held that residential use of tide and submerged lands is inconsistent with the trust for commerce, navigation and fisheries. Nearshore areas may be useful as adjuncts to commercial or industrial development. However, upland areas owned by others are required in order to use these tide and submerged lands. Most tide and submerged lands within or near major urban centers have been granted by the Legislature to local government for administration. Included are lands in the ports of San Diego, Long Beach, Los Angeles, San Francisco, Oakland, Redwood City, Richmond and Eureka.

State school lands make up nearly all the remaining parcels under Commission management. In excess of 600,000 acres are in this category. Attached is a listing of all school lands, by location (township, range and section), size and current status. The bulk of this land lies in the California desert areas of Imperial, Riverside, San Bernardino and Inyo Counties. Most of this desert land is within the Bureau of Land Management California Desert Plan, is without access, water or other amenities which might make it useful for residential, commercial or industrial use. Thus, no effort

CALENDAR ITEM NO. 17. (CONTD)

has been made to secure details for this land of zoning and related data. Other of the school lands listed on the attachment are now in use, under lease or otherwise unavailable for the following reason:

- (1) Within military reservations - 52,319 acres
- (2) Within other Federal enclaves - 35,449 acres
- (3) Unsafe, unexploded ordnance - 24,327 acres
- (4) Withdrawn for United States Forest Service - 4,100 acres
- (5) Timber production - 33,000 acres
- (6) Suspended township plats - 13,500 acres
- (7) Title and legal problems - 13,300 acres

After reviewing the complete school land list the staff feels only a few parcels meet the requirements of Executive Order B-40-78. These parcels are listed on attached Exhibit "A".

EXHIBIT:           A. List of Lands.

IT IS RECOMMENDED THAT THE COMMISSION FIND THAT ONLY THOSE PARCELS ON THE ATTACHED EXHIBIT "A" MEET THE REQUIREMENTS OF EXECUTIVE ORDER B-40-78 AND AUTHORIZE THE STAFF TO INVESTIGATE THE PARCELS AND REPORT THE PERTINENT DATA TO THE DIRECTOR OF GENERAL SERVICES.

Attachment: Exhibit "A"

EXHIBIT "A"

<u>Legal Descriptions</u>	<u>Acres</u>
Lots 5 & 6, Sec. 19, T10N, R12E, M.D.M.	7.50
E $\frac{1}{2}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ , Sec. 20, T10N, R12E, M.D.M.	20.00
E $\frac{1}{2}$ of NE $\frac{1}{4}$ , Sec. 28, T4S, R18E, M.D.M.	80.00
SE $\frac{1}{4}$ of NE $\frac{1}{4}$ , Sec. 11, T14S, R2W, S.B.M.	40.00
Portion SW $\frac{1}{4}$ of NW $\frac{1}{4}$ , Sec. 9, T1N, R23E, S.B.M.	2.60
SE $\frac{1}{4}$ of SW $\frac{1}{4}$ , Sec. 28, T5N, R12W, S.B.M.	40.00
SW $\frac{1}{4}$ of SW $\frac{1}{4}$ , Sec. 28, T6N, R3W, S.B.M.	40.00
W $\frac{1}{2}$ , E $\frac{1}{2}$ of NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , Sec. 36, T9N, R22E, S.B.M.	560.00
Sec. 16, T9N, R22E, S.B.M.	640.00
SE $\frac{1}{4}$ of NW $\frac{1}{4}$ , Sec. 11, T9N, R2W, S.B.M.	40.00
NE $\frac{1}{4}$ and S $\frac{1}{2}$ , Sec. 16, T16N, R13E, S.B.M.	480.00
Lots 13 & 15, Sec. 24, T3S, R3E, S.B.M.	38.64