

MINUTE ITEM

This Calendar Item No. C16  
was approved as Minute Item  
No. 116 by the State Lands  
Commission by a vote of 3  
to 0 at its 9/23/82  
meeting.

CALENDAR ITEM

C 1 6

9/23/82  
W 23077  
Louie  
Townsend  
PRC 6329

GENERAL PERMIT - PUBLIC AGENCY USE

APPLICANT: State of California  
Department of Fish and Game  
1416 Ninth Street, 12th Floor  
Sacramento, California 95814

AREA, TYPE LAND AND LOCATION:  
Approximately eight acres of tide and submerged  
land located in San Dieguito Lagoon, San  
Diego County.

LAND USE: Management and preservation of a State  
Wildlife Area.

TERMS OF PROPOSED PERMIT:  
Initial period: 49 years from August 1,  
1982.

CONSIDERATION: The public benefit, 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.

BASIS FOR CONSIDERATION:  
Pursuant to 2 Cal. Adm. Code 2003.

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

A 76

S 38

CALENDAR ITEM NO. 16 (CONTD)

Commission staff recommends that filing fees and processing costs be waived in that the exact extent of the State's ownership has not yet been established for the subject parcel

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Part 1 and 2; Div. 13.
- B. Cal. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

AB 884: 10/13/82.

OTHER PERTINENT INFORMATION:

1. In March 1979 and July 1981, the Wildlife Conservation Board acquired the two parcels of upland surrounding that portion of the Lagoon which Fish and Game wishes to manage as a State Wildlife Area.

In order to accomplish the goal of preserving the valuable wetlands, the Department of Fish and Game wishes to obtain the necessary permit covering the tide and submerged portions of San Dieguito Lagoon.

2. Future management of the area may require the removal or maintenance of dikes, channels or other water supply and control structures to maintain or enhance wildlife values of the area.
3. The annual rental value of the site is estimated to be \$24,000.
4. An EIR is not required. This transaction is within the purview of 2 Cal. Adm. Code 2905, Class 7, which exempts permits to public agencies for wildlife preservation activities.

EXHIBITS:

- A. Land Description.
- B. Location Map.

CALENDAR ITEM NO. C 1 6 (CONTD)

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL DOCUMENT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH DOCUMENT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21084, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2905; AND FIND THAT THE PROJECT IS CONSISTENT WITH ITS USE CLASSIFICATION.
2. WAIVE THE FILING FEE AND PROCESSING FEE.
3. AUTHORIZE ISSUANCE TO THE STATE OF CALIFORNIA, DEPARTMENT OF FISH AND GAME, OF A 49-YEAR GENERAL PERMIT - PUBLIC AGENCY USE, FROM AUGUST 1, 1982, IN CONSIDERATION OF THE PUBLIC BENEFIT, 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; FOR THE MANAGEMENT AND PRESERVATION OF A STATE WILDLIFE AREA.

## EXHIBIT "A"

W 23077

## LAND DESCRIPTION

All those state-owned tide and submerged lands in the bed of the south channel of San Dieguito Lagoon, San Diego County, California, lying within the following described parcels:

PARCEL 1

The S-1/2 of the SW-1/4 of Section 12, T14S, R4W, SBM, in the County of San Diego, State of California, according to official plat thereof.

Excepting from the above described land those portions thereof described in deeds to the State of California recorded July 17, 1961, as Document No. 121611 and recorded July 21, 1961 as Document No. 125149, both of official records, said portions lying easterly of a line described as follows:

BEGINNING at the S-1/16 section corner of said Section 12; thence along the north line of the S-1/2 of the SW-1/4 of said section, N 88° 31' 17" W 639.59 feet to a line which bears N 11° 42' 24" W from a point being at coordinates  $y = 292,751.67$  feet and  $x = 1,693,739.63$  feet being the TRUE POINT OF BEGINNING; thence S 11° 42' 24" E 53.83 feet to said point; thence S 13° 21' 52" E 1002.11 feet; thence S 19° 35' 18" E 311.24 feet to the south line of said Section 12 being also the point of intersection with a line which bears N 19° 35' 18" W from a point being at coordinates  $y = 291,024.28$  feet and  $x = 1,694,239.72$  feet; thence S 19° 35' 18" E 489.52 feet to last coordinated point; thence S 32° 55' 59" E 490.60 feet; thence S 24° 15' 23" E 323.00 feet; thence S 15° 04' 11" E 161.27 feet to a point in the south line of said NW-1/4 of the NE-1/4 of Section 13.

The bearings, distances and coordinates used in the above description are on the California Coordinate System, Zone 6; multiply said distances by 1.0000370 to obtain ground level distances.

PARCEL 2

Lot 830 of Arden Heights No. 6, in the City of Del Mar, in the County of San Diego, State of California, according to Map thereof No. 1592 filed in the Office of County Recorder of San Diego County on July 18, 1913, together with that portion of the northeasterly half of San Dieguito Drive, immediately adjoining said Lot 830 on the southwest, a portion of the southeasterly end of said portion of drive having been closed to public use by resolution recorded June 15, 1943, as Document No. 60080, in Book 2839, page 125, of Official Records.

CALENDAR PAGE	99
MINUTE PAGE	2311

Also that portion of Lot 829 of said Arden Heights No. 6 lying southerly of a line described as follows:

BEGINNING at the northeasterly corner of Arden Heights No. 4, according to Map thereof No. 1343; thence N 64° 21' 15" E 207.37 feet to the easterly terminus of the 235.43 foot radius curve concave northeasterly in the centerline of county road shown on Road Survey Map No. 923 and known as San Dieguito Drive, said centerline curve having a central angle of 71° 19' 45" and a length of 293.09 feet; thence along the centerline of said county road, as said road is described in deed to county of San Diego, recorded April 10, 1947, in Book 2379, page 215, of Official Records, N 70° 24' 30" E 186.09 feet to the beginning of a tangent curve concave southerly having a radius of 1000 feet; easterly along said curve through an angle of 20° 32', a distance of 358.38 feet and tangent to said curve S 89° 03' 30" E 602.42 feet to the easterly line of said Lot 829.

PARCEL 3

That portion of the NW-1/4 of the NW-1/4 of Section 13, T14S, R4W, SBM, in the county of San Diego, State of California, according to the official plat thereof, and described as follows:

BEGINNING at the northeast corner of said NW-1/4 of the NW-1/4; thence west along the northerly line of said Section 13, 502.00 feet; thence leaving said northerly line S 33° W 340.00 feet; thence N 74° E 19.00 feet to the beginning of a tangent 230.00 foot radius curve concave southerly; thence northeasterly, easterly, and southeasterly along the arc of said curve 124.41 feet through a central angle of 31°; thence tangent to said curve S 75° E 57.00 feet to the beginning of a tangent 230.00 foot radius curve concave southwesterly; thence southeasterly along the arc of said curve 132.47 feet through a central angle of 33°; thence tangent to said curve S 42° E 11.00 feet to the beginning of a tangent 250.00 foot radius curve concave northeasterly; thence southeasterly along the arc of said curve 161.44 feet through a central angle of 37°; thence tangent to said curve S 79° E 185.00 feet to the beginning of a 230.00 foot radius curve concave northerly; thence easterly along the arc of said curve 52.76 feet through a central angle of 13° 08' 38" to a point on the easterly line of said NW-1/4 of the NW-1/4; thence north along said easterly line 487.52 feet to the point of beginning.

## EXHIBIT "A"

W 23077

PARCEL 4

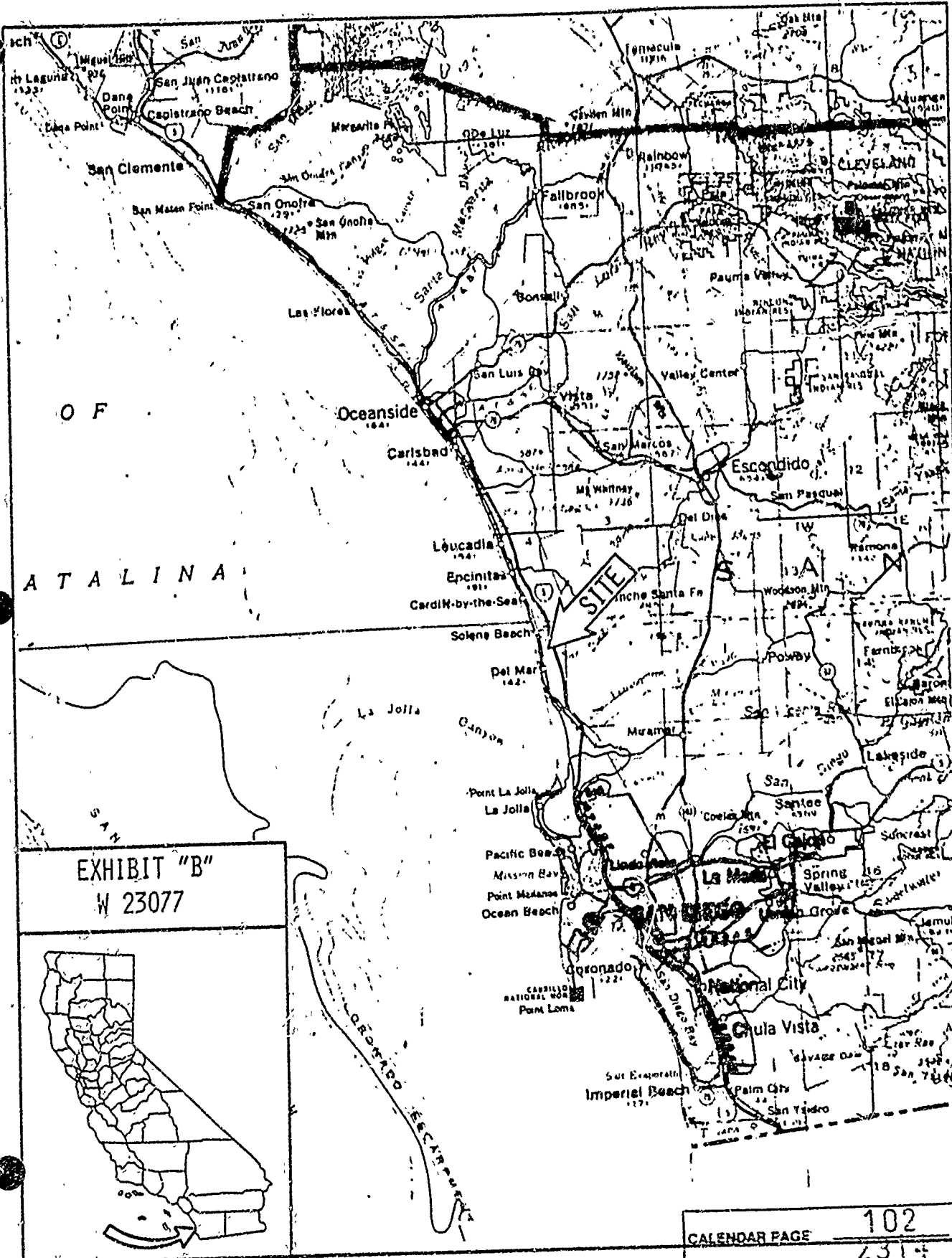
That portion of the NW-1/4 of the NW-1/4 of Section 13, T14S, R4W, S6M, in the county of San Diego, State of California, according to the official plat thereof, and described as follows:

BEGINNING at the northeast corner of said NW-1/4 of the NW-1/4; thence west along the northerly line of said Section 13, 502.00 feet to the TRUE POINT OF BEGINNING; thence leaving said northerly line S 33° W 340.00 feet; thence S 74° W 230.00 feet to the beginning of a tangent 240.00 foot radius curve concave northerly; thence along the arc of said curve southwesterly, westerly, and northwesterly 171.74 feet through a central angle of 41°; thence tangent to said curve N 65° W 269.39 feet to the westerly line of said Section 13; thence north along said westerly line 221.51 feet to the northwest corner of said Section 13; thence east along the northerly line of said Section 13, 818.00 feet to the true point of beginning.

EXCEPTING that portion of the westerly 50 feet thereof lying northerly of a line which bears N 89° 46' E from a point in the easterly line of Arden Heights No. 6, according to Map thereof No. 1592, filed in the Office of the County Recorder in the county of San Diego, distant thereon S 0° 14' E 32.80 feet from the most southerly corner of Lot 765 of said Map thereof No. 1592, and southerly of the southeasterly prolongation of a line drawn parallel with and 30 feet northeasterly at right angle to the centerline of San Dieguito Drive, as shown on Map No. 1592.

END OF DESCRIPTION

PREPARED MAY 6, 1982 BY TECHNICAL SERVICES UNIT, ROY MINNICK, SUPERVISOR.



O F  
 A T A L I N A

EXHIBIT "B"  
 W 23077



CALENDAR PAGE 102  
 MINUTE PAGE 231