

MINUTE ITEM

This Calendar Item No. 28
was approved as Minute Item
No. 28 by the State Lands
Commission by a vote of 2
to 0 at its 6/21/84
meeting.

CALENDAR ITEM

A 1

28

06/21/84

S 4

W 503.335

Brittnacher

SURVEY AND MAPPING OF A PARCEL OF LAND IN
PROJECTED SECTIONS 22, 23, 26 AND 27, T29N, R3W MDM
TEHAMA COUNTY, CALIFORNIA

APPLICANT: State Lands Commission Staff Project

BACKGROUND: The 52.56-acre parcel of land which is the
subject of this Calendar Item is located along
the east bank of the Sacramento River
approximately ten miles northerly from the City
of Red Bluff in Tehama County.

Late in 1975, in response to private citizens'
complaints of being denied access to a fishing
and camping site along the Sacramento River,
the Tehama County Assessor requested that SLC
staff look into the matter and check for
possible State interest in the site.

Commission staff analysis of title data, record
surveys of the parcel and existing ground
conditions indicated the strong possibility
that the parcel was in fact an island formed in
the bed of the Sacramento River and therefore
sovereign land.

In March 1976, Commission authorized an action
to quiet title, State v. Orwick, Tehama County
S.C.C.#18801, which was filed in July 1976.

Due to the urgency of the matter of obtaining
access for fishing, the State filed and was
granted a motion for Preliminary Injunction in
October 1976.

CALENDAR ITEM NO. 28 CONT'D

The case was tried in March 1979 and Judgement and Permanent Injunction, in favor of the State, was issued in August 1979.

The description of the parcel of land quieted in the State requires clarification so that the County Assessor can revise his assessment plats. A survey of the line between the lands of the State and the lands of Orwick was completed and unsuccessful attempts were made to enter into a boundary line agreement with Mr. Orwick along the surveyed judgment line.

Due to the urgency of revising the assessor's map, staff prepared a record of survey map of the judgement parcel, which shows the lands quieted in the State.

Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061), the staff has determined that this activity is exempt from the requirements of CEQA, because the activity is not a "project" as defined by CEQA and the State CEQA Guidelines.

Authority: P.R.C. 21065 and 14 Cal. Adm. Code 15378.

This activity involves lands identified as possessing environmental values pursuant to PRC 6370, et seq., but will not affect those significant lands.

EXHIBITS:

- A. Location Map.
- B. Parcel Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. AUTHORIZE THE EXECUTIVE OFFICER OR HER DESIGNEE TO APPROVE THE RECORD OF SURVEY AND MAP ON FILE IN THE OFFICES OF THE COMMISSION.
2. AUTHORIZE FILING THE RECORD OF SURVEY MAP WITH THE TEHAMA COUNTY RECORDER.

3. FIND THAT THE ACTIVITY IS EXEMPT FROM CEQA PURSUANT TO 14 CAL. ADM. CODE 15061, BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY PRC 21065 AND 14 CAL. ADM. CODE 15378.
4. FIND THAT THIS ACTIVITY WILL INVOLVE LANDS IDENTIFIED AS POSSESSING SIGNIFICANT ENVIRONMENTAL VALUES PURSUANT TO PRC 6370, ET SEQ., BUT THAT SUCH ACTIVITY WILL HAVE NO DIRECT OR INDIRECT EFFECT ON SUCH LANDS.

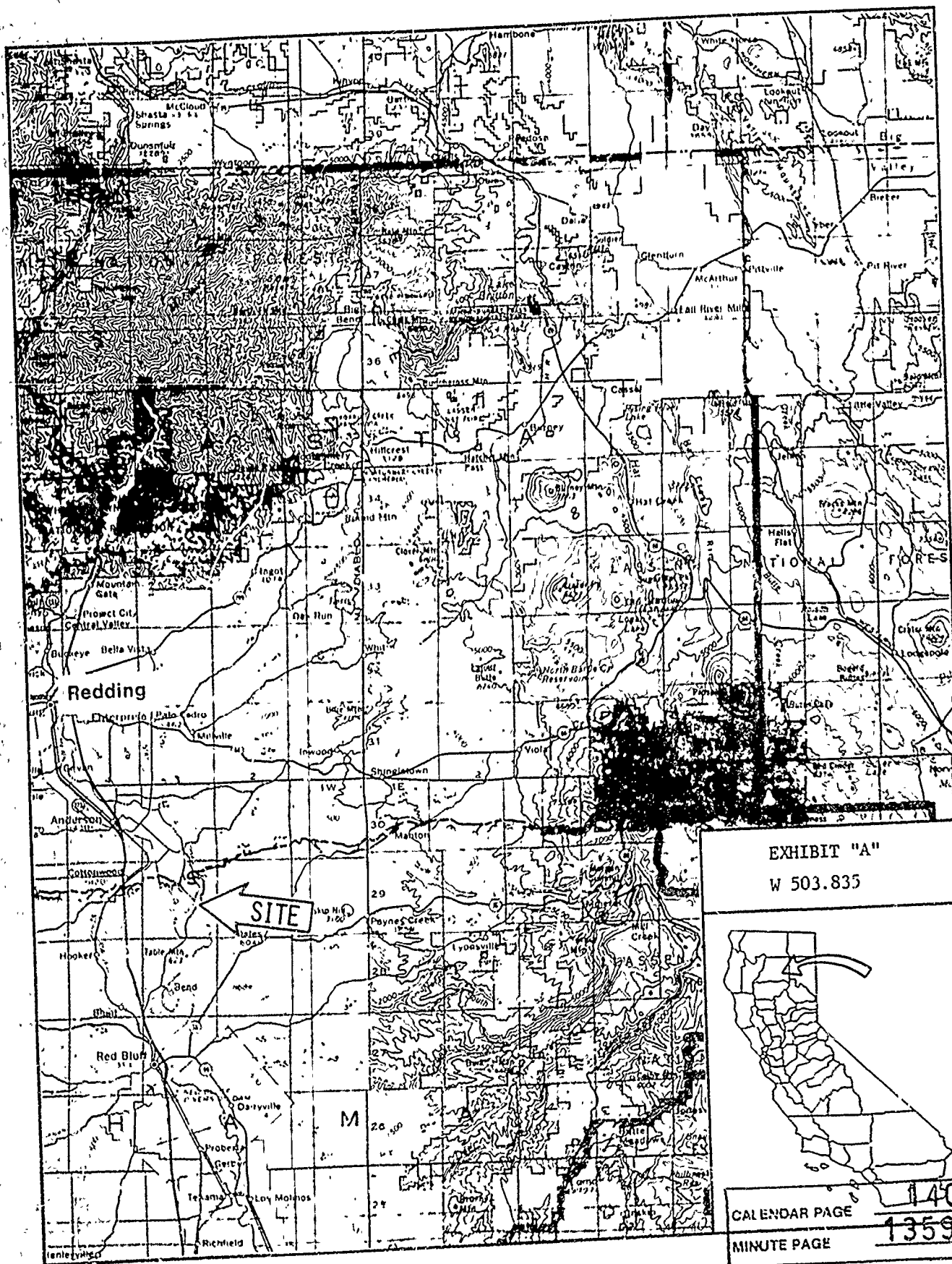


EXHIBIT "A"
W 503.835



CALENDAR PAGE
MINUTE PAGE

140
1359

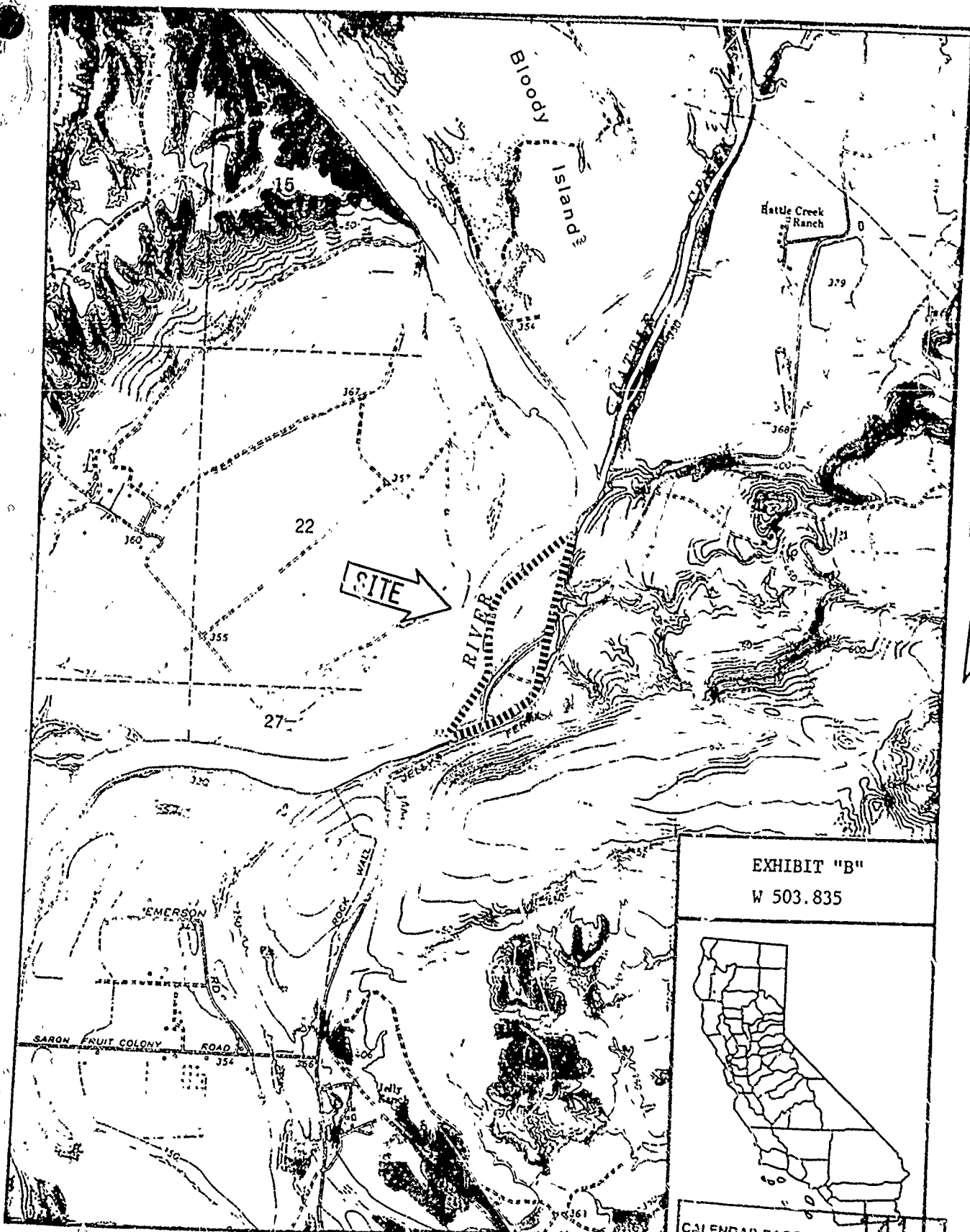


EXHIBIT "B"
W 503.835



CALENDAR PAGE

MINUTE PAGE

141

1360