

# MINUTE ITEM

This Calendar Item No. 45  
was approved as Minute Item  
No. 45 by the State Lands  
Commission by a vote of 2  
to 0 at its 11/29/84  
meeting.

## CALENDAR ITEM

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## DISCLAIMER OF INTEREST

The State Lands Commission is a party to a condemnation action brought by the United States entitled United States of America v. 41.00 acres of land, etc. et al., filed in the United States District Court, Northern District of California, No. C-84-5505, involving land included in the Warm Springs dam in Sonoma County.

Upon examination of the Commission's records pertinent to the area, a determination was made that no compensable interest is held by the State Lands Commission as to Tract No. 402 located in the Southeast quarter of Sec. 26, T11N R12W, MDM, County of Sonoma, State of California.

## OTHER PERTINENT INFORMATION:

1. 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 the 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.

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

AB 884: N/A

## IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. ADM. CODE 15378.

CALENDAR ITEM NO. 45 (CONT'D)

2. AUTHORIZE THE ATTORNEY GENERAL TO FILE A DISCLAIMER OF INTEREST AS TO TRACT NO. 402 ON BEHALF OF THE STATE LANDS COMMISSION IN THE CASE OF UNITED STATES OF AMERICA U. 41.0 ACRES OF LAND ETC. ET AL, NO. C-84-5505. FILED IN THE UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF CALIFORNIA, SINCE THERE IS NO STATE LANDS COMMISSION INTEREST IN THE SUBJECT PARCEL.

## EXHIBIT "A"

## LAND DESCRIPTION

W503.1383

A parcel of land situate in the Southeast quarter of Section 26, Township 11 North, Range 12 West, Mount Diablo Meridian, County of Sonoma, State of California, being a portion of the lands of Paul Wolf and Emily Wolf, his wife, lying North of the Southerly line of said lands of Wolf and the North line of the Kelly Development Co. Logging Road (also known as Kelly Road), South of Smith Creek, West of the East line of said Southeast quarter of Section 26, and East and Southeasterly of the following described line:

COMMENCING, for reference, at the quarter corner between Sections 26 and 35, Township 11 North, Range 12 West, M.D.M., thence along the West line of said Southeast quarter of Section 26, North 160 feet, more or less, to the TRUE POINT OF BEGINNING being on the Southerly line of said lands of Wolf and the North line of Kelly Road;

THENCE continuing along said West line of the southeast quarter of Section 26, North 170 feet, more or less, to the Northwest corner of the Southwest quarter of the Southwest quarter of the Southeast quarter of said Section 26, also being the Northeasterly corner of that certain parcel of land described as Parcel Five in deed from Masonite Corporation, a Delaware Corporation to Sonoma Title Guaranty Company, a corporation, recorded on January 23, 1979 in Book 3513 at Page 508, Official Records of Sonoma County; Thence Northeasterly 1000 feet, more or less, to a 3/4 inch iron pipe tagged RCE 17913;

THENCE North 83° 00' 34" East, 202.12 feet to a similar 3/4 inch iron pipe tagged RCE 17913 from which the Northeast corner of a 16' x 22' hay barn bears North 17° 03' 27" West 35.94 feet;

THENCE North 21° 19' 20" East 116.75 feet to a similar 3/4 inch iron pipe tagged RCE 17913 from which the Section corner common to Sections 23, 24, and 26 bears North 30° 42' 54" East, 3831.33 feet;

THENCE continuing North 21° 19' 20" East 2.0 feet, more or less, to the POINT OF TERMINATION, said point being on the Northeasterly line of said lands of Wolf lying South of Smith Creek.

END OF DESCRIPTION

REVIEWED NOVEMBER 2, 1984, BY BOUNDARY SERVICES UNIT, M. L. SHAFER, SUPERVISOR.

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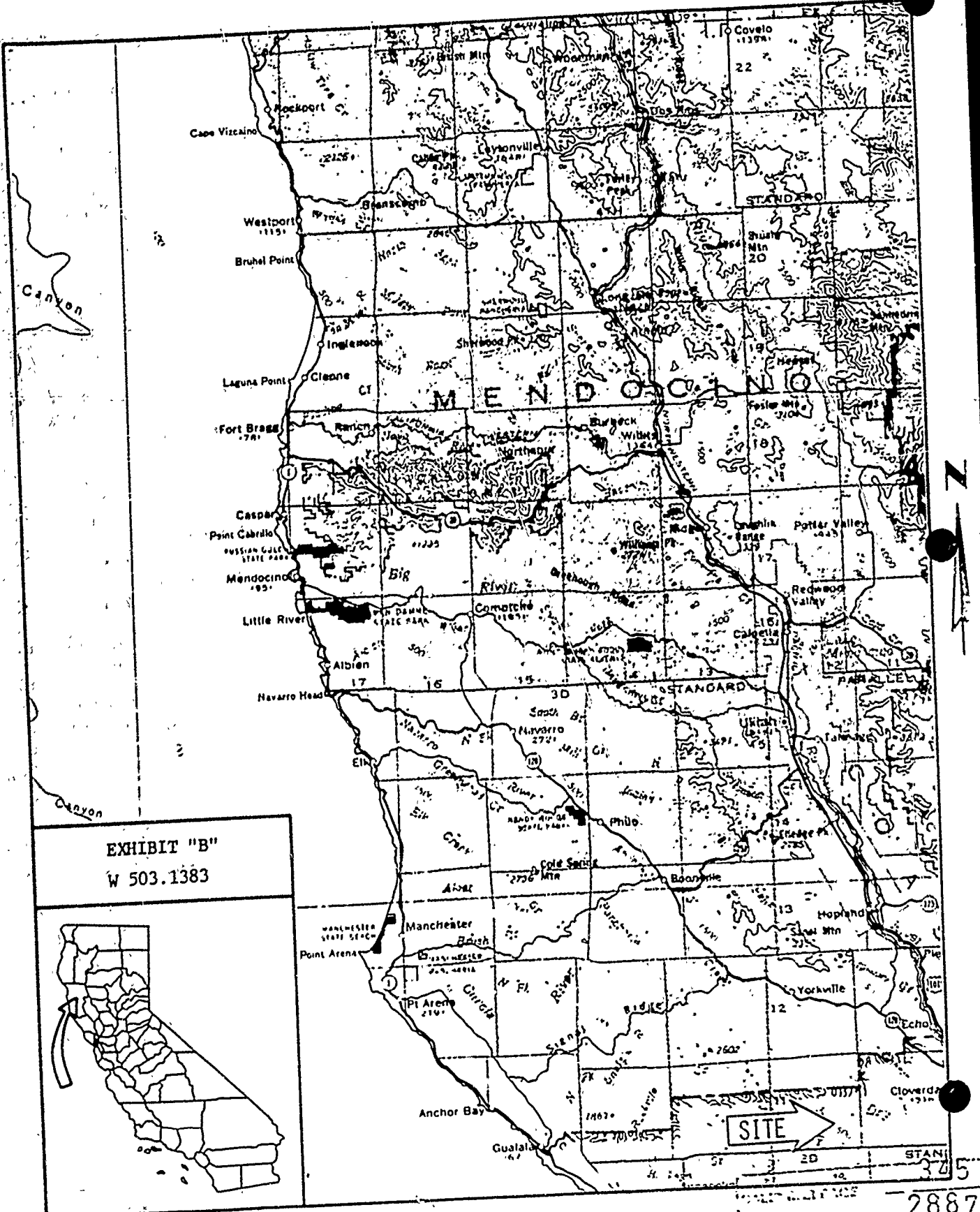


EXHIBIT "B"  
W 503.1383

SITE

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