

MINUTE ITEM

This Calendar Item No. 60
was approved as Minute Item
No. 60 by the State Lands
Commission by a vote of 3
to 0 at its 3/27/90
meeting.

CALENDAR ITEM

A 9
S 13

60

03/27/90
W 503.1595
J. Sekelsky

AUTHORIZATION TO FILE DISCLAIMER IN CASE OF
UNITED STATES OF AMERICA v. 2.25 ACRES OF LAND
MORE OR LESS IN THE COUNTY OF ALAMEDA, ET AL.,
USDC ND CASE NO. C 89 1402 CAL.

The United States filed the above referenced condemnation on April 24, 1989, to acquire title to lands for use in the power marketing function of the Western Area Power Administration, Department of Energy, in connection with the administration of the Central Valley Project. The State has been named a defendant in the action. No sovereign interest in the lands which are the subject of the condemnation was ever acquired by the State of California, and therefore it is appropriate to file a disclaimer on behalf of the Commission in this action.

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. CODE REGS. 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. CODE REGS. 15378.
2. AUTHORIZE THE OFFICE OF THE ATTORNEY GENERAL TO FILE A DISCLAIMER ON BEHALF OF THE STATE LANDS COMMISSION OF ANY SOVEREIGN INTEREST OF THE STATE OF CALIFORNIA IN THE CASE OF UNITED STATES OF AMERICA v. 2.25 ACRES OF LAND MORE OR LESS IN THE COUNTY OF ALAMEDA ET AL., USDC ND CASE NO. C 89 1402 CAL.

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