

MINUTE ITEM

This Calendar Item No. C11
was approved as Minute Item
No. 11 by the State Lands
Commission by a vote of 3
to 0 at its 5/5/92
meeting.

CALENDAR ITEM

A 34
S 25

C 1 1

05/05/92
W 20609
AD 134
A. Scott

AMENDMENT TO BOUNDARY LINE AGREEMENT AD 134

PARTY:

Kahala Needles Partnership Ltd., a Nevada
limited partnership
2300 Paseo Del Prado, Suite B-107
Las Vegas, Nevada 89102

At the Commission's meeting of December 12, 1990 the Commission authorized the execution of a Boundary Line Agreement between the above applicant and the State. This agreement was to fix and locate the boundary between the private uplands and those of the State in the bed of the Colorado River. The agreement also provided for the establishment of a non-motorized accessway along the existing levee crown.

The Calendar Item submitted to the Commission in December 1990 indicated that the accessway was to be 22 feet in width. The crown of the existing levee has proved to be less than 22 feet wide in some areas varying from 10 feet to 25 feet in width. Therefore, the description of the accessway in the Boundary Line Agreement has been amended to reflect that the accessway will vary in width. The access will have a minimum width of ten (10) feet. This minimum width is sufficient to provide non-motorized access to the area of the river confirmed to the State by the Boundary Line Agreement. The revised access way can be used by the public for access to fishing, swimming, and other water dependent use areas along the Colorado River.

The staff believes that it is in the best interest of the State to amend the current authorization to allow the accessway to vary in width and to finalize the previously authorized Boundary Line Agreement AD 134.

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CALENDAR ITEM NO 017 (CONT'D)

STATUTORY AND OTHER REFERENCES:

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

AB 884:

N/A

OTHER PERTINENT INFORMATION:

- 1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), the staff has determined that this activity is exempt from the requirements of the CEQA because it involves settlements of title and boundary problems.

Authority: P.R.C. 21080.11.

EXHIBIT:

- A. Description of accessway
- E: Site Map

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 AS A STATUTORILY EXEMPT PROJECT PURSUANT TO P.R.C. 21080.11, SETTLEMENT OF TITLE AND BOUNDARY PROBLEMS.
- 2. AUTHORIZE THE AMENDMENT OF BOUNDARY LINE AGREEMENT AD 134 TO SUBSTITUTE THE LEGAL DESCRIPTION ATTACHED HERETO AS EXHIBIT "B" FOR THE LEGAL DESCRIPTION OF THE PUBLIC ACCESSWAY EASEMENT CONTAINED IN THE AGREEMENT APPROVED BY THE COMMISSION AS MINUTE ITEM 8 AT ITS DECEMBER 12, 1990 MEETING.

EXHIBIT "A"
LAND DESCRIPTION (EASEMENT)

A parcel of land for use as a non-vehicular public access easement, adjacent to the Colorado River and situated in Section 29, T9N, R23E, S.B.M., in San Bernardino County, State of California, and more particularly described as follows:

COMMENCING at the Center of section 29, as said point is marked by a Bureau of Land Management, (B.L.M.) Brass Cap, stamped C. 1/4 SEC. 29, 1987; thence from said point, N 00°04'46" W , 809.71 feet to a B.L.M. Brass Cap stamped W.C. M.C. C.S.29 AP#7, 1987; thence N 00°04'46" W, 24.35 feet to the POINT OF BEGINNING ; thence the following 23 courses:

1. S58°15'50"E 231.48 feet:
2. S60°25'44"E 148.95 feet:
3. S57°17'55"E 213.61 feet:
4. S53°10'30"E 47.59 feet;
5. S56°01'27"E 169.25 feet;
6. S48°39'18"E 68.96 feet:
7. S43°02'40"E 103.70 feet:
8. S35°07'41"E 51.73 feet:
9. S41°10'24"E 147.62 feet:
10. S44°09'06"E 24.10 feet:
11. S42°08'54"E 155.19 feet to a point on the East/West mid section line of said section 29; thence continuing
12. S42°08'54"E 162.67 feet:
13. S39°14'05"E 107.93 feet;
14. S44°19'35"E 227.14 feet:
15. N46°09'30"W 28.45 feet;
16. N46°00'00"W 155.79 feet;
17. N82°35'14"W 8.57 feet;
18. N49°46'05"W 65.12 feet;
19. N42°08'05"W 263.69 feet to a point on the East/West mid section line of said section 29; thence continuing
20. N42°08'05"W 165.13 feet;
21. N40°58'03"W 383.09 feet;
22. N55°01'49"W 451.74 feet;
23. N60°42'46"W 361.16 feet to a point on the North/South mid section line of said section 29; thence S00°04'46"E along said mid section line, 16.12 feet to the point of beginning

END DESCRIPTION

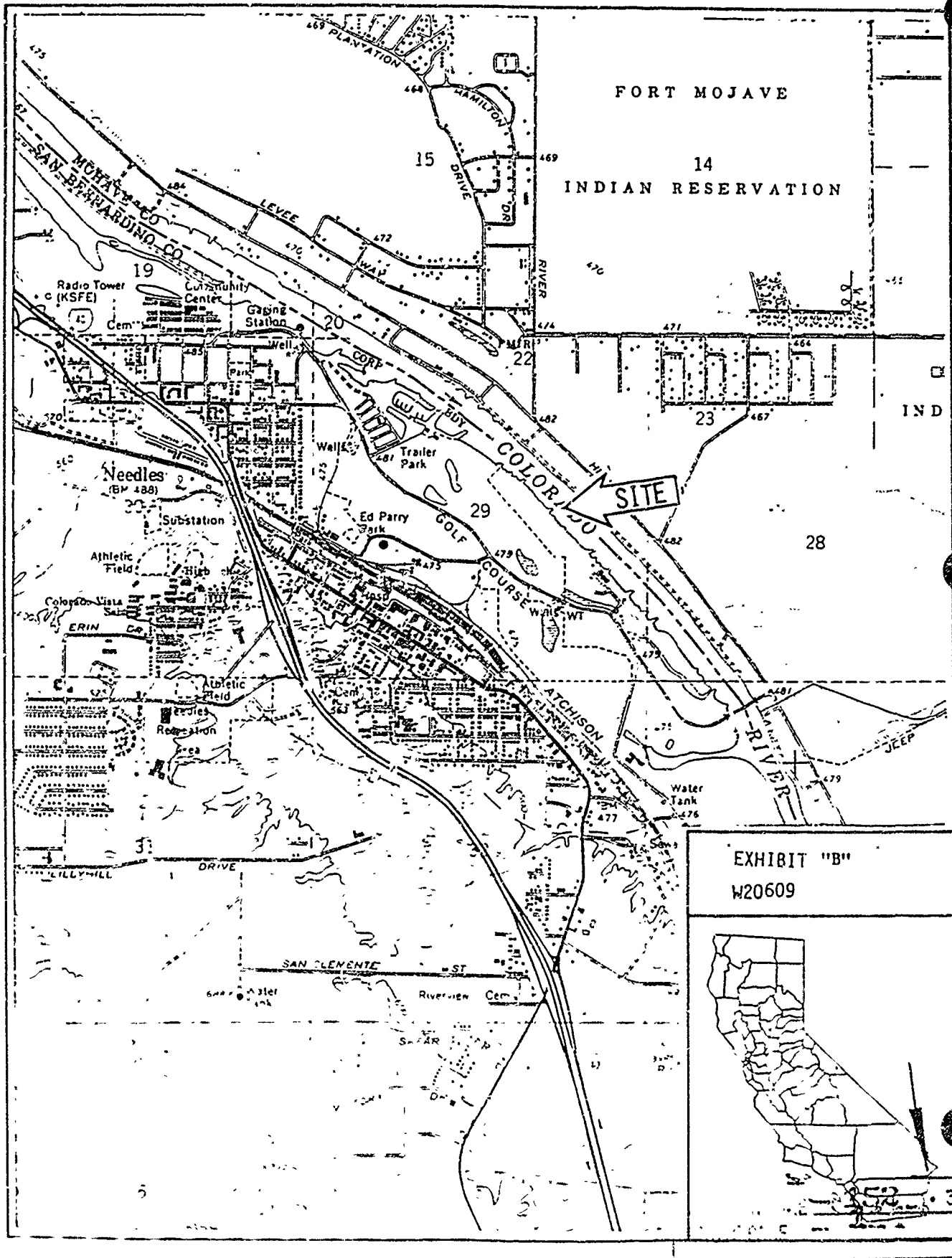


EXHIBIT "B"
W20609